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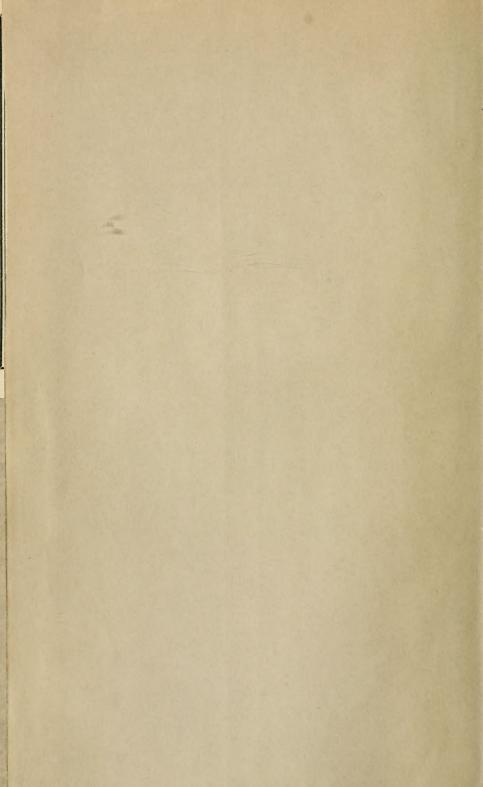
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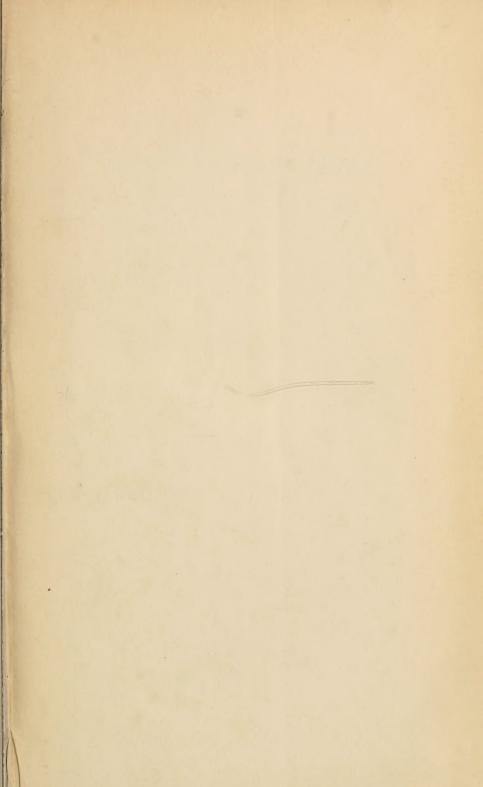


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JOURNAL

OF THE

House of Representatives

OF THE

GENERAL ASSEMBLY

OF THE

STATE OF NORTH CAROLINA,

AT ITS

SESSION OF 1876-'77.

RALEIGH:

JOSIAH TURNER, Public Printer and Binder. 1876.

C 328,1 N87 1876-77

HOUSE JOURNAL,

SESSION 1876-'77.

FIRST DAY.

House of Representatives, Monday, Nov. 20th, 1876.

This being the day fixed by the Constitution for the meeting of the General Assembly, the House was called to order by the Principal Clerk of the last House.

The following gentlemen answered to their names, came forward, were sworn and subscribed to the oaths required by law:

Messrs. Abbott, Aycock, Bagley, Beam, Bizzell, Bledsoe, Brown, Braswell, Bunn, Cale, Carter of Buncombe, Carter of Hyde, Carter of Warren, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Davis of Haywood, Davis of Lenoir, Dillard, Dunlap, Duggan, Ennis, Fagan, Fennell, Geffroy, Godwin, Graves, Gudger, Haynes, Hartsell, Henderson, Hill, Hood, Horton of Hertford, Horton of Wilkes, Houck, Hughes, Jarvis, Johnson of Warren, Johnston of Washington, Kenan, King, Leach, Lineback, Lloyd, McBrayer, McGehee, McIver, McLean, McClure, McRae, Moring, Mosely, Moye, Ormand, Parish, Peel, Pinnix, Powell, Price, Proffitt, Purnell, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Russell, Ryals, Smith, Scott, Shackelford, Shotwell, Simmons, Singeltary, Simpson, Spake, Staples, Stephenson, Swaim, Terry, Todd, Vaughan,

Ward of Chowan, Ward of Bertie, Winchester, Winslow and Worth.

When the county of New Hanover was called, John W. Dunham, from that county, and a candidate for the House therefrom, came forward and laid upon the clerk's desk an official statement of the vote cast in the county of New Hanover, and when the county of Pender was called, Mr. Henderson of Rowan moved that the certificate of election to the member claiming a seat therefrom be not received, on a constitutional question. The Clerk of the House directed the applying member to stand aside for the present. After all the members were sworn in, discussion was had and the Clerk then directed the member from Pender to come forward and be sworn upon prima facie evidence of right to his seat.

The House then, on motion, adjourned to 7 o'clock this evening.

EVENING SESSION.

At fifteen minutes past seven the House was called to order by the Principal Clerk.

Mr. Roberts moved that the House take a recess of fifteen minutes to allow absentees to appear.

The motion was rejected, and a motion offered by Mr. Ransom was adopted, to call the roll of the House to ascertain number present.

Eighty gentlemen answered to their names, and the Clerk then announced as the first business of the session, the nomination of Speaker.

Mr. Staples placed in nomination the name of Mr. Charles Price, of Davie, and Mr. Bagley nominated Mr. Daniel L. Russell, of Brunswick.

The House proceeded to vote, with the following result:

For Mr. Price: Messrs. Abbott, Ardrey, Austin, Aycock, Beam, Bizzell, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dillard, Fagan, Fennell, Geffroy, Godwin, Graves, Gudger, Harriss, Hartsell, Henderson, Horton of Wilkes, Houck, Hughes, Jarvis, Kenan, King, Leach, M'Brayer, McGehee, McIver, McLean, McLure, McRae, Moring, Morris, Mosely, Moye, Parish, Peel, Pinnix, Powell, Proffitt, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Shackelford, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan, Winchester, Winslow and Worth—66.

For Mr. Russell: Messrs. Allen, Bagley, Bledsoe, Bunn, Cale, Carter of Warren, Clarke of Craven, Davis of Lenoir, Duggan, Ennis, Haynes, Hill, Horton of Hertford, Johnson of Warren, Johnston of Washington, Lineback, Lloyd, Ormand, Purnell, Reynolds, Scott, Simmons, Terry, Todd of Wake, Ward of Chowan, Ward of Bertie and Wilson of New Hanover—27.

Mr. Price having received a majority of the votes cast, was declared duly elected, and Messrs. Parish and Purnell were appointed to conduct him to the chair.

The Speaker, after taking his seat, announced as the next business of the House the election of the Principal Clerk of that body.

Mr. Moring put in nomination John D. Cameron, of Orange, and Mr. Bagley nominated Ed. Graham Haywood, Jr., of Wake.

A vote was had, with the following result:

FOR MR. CAMERON: Messrs. Abbott, Austin, Aycock, Baxter, Beam, Bizzell, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dillard, Fagan, Fennell, Geffroy, Godwin, Graves, Gudger, Harriss, Hartsell, Henderson, Horton of Wilkes, Houck, Hughes, Jarvis, Kenan, King of Stokes, Leach, M'Brayer,

McGehee, McIver, McLean, McLure, McRae, Moring, Morris, Mosely, Moye, Parish, Peel, Pinnix, Powell, Proffitt, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Shackelford, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan, Winchester, Winslow and Worth—66.

FOR MR. HAYWOOD: Messrs. Allen, Bagley, Bledsoe, Bunn, Cale, Carter of Warren, Clarke of Craven, Davis of Lenoir, Duggan, Ennis, Haynes, Hill, Horton of Hertford, Johnson of Warren, Johnston of Washington, Lineback, Lloyd, Ormand, Purnell, Reynolds, Simmons, Terry, Todd of Wake, Ward of Bertie and Wilson of New Hanover—25.

And Mr. Cameron, having received a majority of votes, was declared elected, and was duly qualified by the Speaker.

The election of Assistant Clerk was then announced as being in order, and Mr. Vaughan placed in nomination the name of John B. Hussey, of Iredell; and Mr. Bagley nominated Mr. Roberts.

A vote was had, with the following result:

For Mr. Hussey: Messrs. Abbott, Austin, Aycock, Baxter, Beam, Bizzell, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dillard, Fagan, Fennell, Geffroy, Godwin, Graves, Gudger, Harriss, Hartsell, Henderson, Horton of Wilkes, Houck, Hughes, Jarvis, Kenan, King, Leach, M'Brayer, McGehee, McIver, McLean, McLure, McRae, Moring, Morris, Moseley, Moye, Parish, Peel, Pinnix, Powell, Proffitt, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Shackelford, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan, Winchester, Winslow and Worth—66.

FOR MR. ROBERTS: Messrs. Allen, Bagley, Bledsoe, Bunn, Cale, Carter of Warren, Clarke of Craven, Davis of Lenoir, Duggan, Ennis, Haynes, Hill, Horton of Hertford. Johnson of Warren, Johnston of Washington, Lineback, Lloyd,

Ormand, Purnell, Reynolds, Scott, Simmons, Terry, Todd of Wake, Ward of Chowan, Ward of Bertie and Wilson of New Hanover—27.

And Mr. Hussey was declared duly elected.

The business next in order was the election of Principal Doorkeeper of the House, and Mr. Gudger put in nomination John H. Hill of Randolph, and Mr. Bagley nominated W. P. McDonald of Richmond.

A vote was had, with the following result:

For Mr. Hill: Messrs. Abbott, Austin, Aycock, Baxter, Beam, Bizzell, Braswell, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dillard, Fagan, Fennell, Geffroy, Godwin, Graves, Gudger, Harriss, Hartsell, Henderson, Houck, Hughes, Jarvis, Kenan, King, Leach, M'Brayer, McGehee, McIver, McLean, McLure, McRae, Moring, Morris, Moseley, Moye, Parish, Peel, Pinnix, Powell, Proffitt, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Shackelford, Simmons, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan, Winchester, Winslow and Worth—67.

FOR MR. McDonald: Messrs. Allen, Bagley, Bledsoe, Bunn, Cale, Carter of Warren, Clarke of Craven, Davis of Lenoir, Duggan, Ennis, Haynes, Hill, Horton of Hertford, Horton of Wilkes, Johnson of Warren, Johnston of Washington, Lineback, Lloyd, Ormand, Purnell, Reynolds, Russell, Scott, Terry, Todd of Wake, Ward of Bertie and Wilson of New Hanover—27.

Mr. Hill was declared duly elected. And, on motion, the House adjourned until to-morrow morning at 10 o'clock.

SECOND DAY.

House of Representatives, Tuesday, Nov. 21st, 1876.

The House met at 10 o'clock, Mr. Speaker Price in the chair.

The Journal of yesterday was read, amended and approved.

The following gentlemen came forward and were qualified, and took their seats as members of this body:

Messrs. Fox, Austin, Yount, Sams, Wilson of Burke, Mc-Cubbins, Heap, Sharpe, Gaither, Williamson, Rogers, Crews, Andrews, Cary and Wilson of Transylvania.

A message was received from the Senate, announcing the organization of that body, and its readiness for the transaction of business.

On motion of Mr. Moring, a message was sent to the Senate, informing that body of the organization of this House.

On motion of Mr. Carter of Hyde, the Speaker appointed a committee of three, on the part of the House, consisting of Messrs. Carter, Rose and Bagley, to wait upon His Excellency, the Governor, to inform him of the organization of this House and its readiness to receive any communication from him; and a message was sent to the Senate, informing that body of the same, and asking concurrence therein.

Mr. Ransom moved that the House adopt, for the present, the rules of the last House.

Mr. Moring introduced as a substitute a resolution, providing for the appointment of a committee of five, to report permanent rules for the government of this House.

The question was taken on the substitute, and it was adopted.

Mr. Lloyd introduced a bill to extend the time of James B. McPherson, tax collector of Pender county, and it was placed on the Calendar.

Mr. Parish introduced a bill to amend section 4 of chapter 22 of Battle's Revisal; and moved to suspend the rules, put the bill on its several readings, and send to the Senate without engrossment.

Mr. Staples offered an amendment, which was adopted, and the bill as amended was put on its several readings, passed, and was transmitted to the Senate without engrossment.

A message was received from the Senate, informing the House that the Senate had concurred in the proposition of the House to appoint a joint committee to wait upon the Governor, to inform His Excellency of the organization of the General Assembly, and its readiness to receive any communications it may be his pleasure to transmit, and appointing Messrs. Cooke and Dockery as the Senate branch of said committee.

Mr. Gudger moved that the bill introduced by Mr. Parish, and just passed its several readings, be reconsidered, and that motion laid on the table; and it was so ordered.

A message was ordered to be sent to the Senate, that the House would proceed, at 12 o'clock, to count the votes for Governor and Lieutenant-Governor, and the other State officers, voted for in the general election held on the 7th day of November, 1876, and inviting the presence of the Senate; and the message was so transmitted.

Leave of absence was granted to Mr. Russell for ten days, on account of important private business.

Mr. Vaughan introduced a bill for the relief of the sheriffs and tax collectors of the State. The bill was put on its second reading, and Mr. Vaughan moved to refer it to the Committee on the Judiciary. The motion was rejected, and Mr. Moring moved to postpone the further consideration of

the bill to Monday, at 12 o'clock, which motion was adopted.

Mr. Carter, from the committee to wait upon the Governor, reported that the committee had performed the duties assigned to it.

Mr. Purnell introduced a bill to be entitled 'An Act to repeal an act entitled an act to regulate the rate of interest and to prevent usury, chapter 84, Laws of 1874–'75, and the bill was placed upon the Calendar.

Mr. Lloyd moved to suspend the rules and put the bill introduced by him during this morning's session upon its several readings, and the motion did not prevail.

On motion of Mr. Gudger, the House took a recess of ten minutes.

When the House was again called to order, Mr. Rose introduced a bill to extend the time for the registration of deeds and other conveyances, and the bill was placed on the Calendar.

A message was received from the Senate, informing this House that the Senate had fully organized on yesterday, and will unite with the House at 12 o'clock, to count the votes cast for Governor and other State officers, at an election held in this State on the 7th instant.

A message was received from His Excellency, the Governor, with the accompanying documents. The message was ordered to be read, but on motion of Mr. Richardson, the reading was suspended and it was ordered to be sent to the Senate with a proposition to print; and it was so transmitted.

A message was received from the Senate informing the House that the Senate would repair to the Hall of the House upon the return of the messenger transmitting this message, for the purpose of comparing the vote for State officers.

At 10 minutes past 12 o'clock, the members of the Senate, preceded by the Speaker and other officers of that body,

entered the Hall of the House, and were received by the members of the House, all standing, and were assigned seats.

The two bodies then went into

JOINT SESSION,

And the process of counting was conducted by the presiding officers of both Houses, the Principal Clerks of the same recording the votes cast as set forth by the official figures.

When the county of Jackson was reached it appeared that 288 votes were east for Thomas M. Suttle for Lieut. Governor. Mr. Mebane of Rockingham moved that the vote be received as cast for Thomas Settle.

Mr. Scales of Guilford moved that this vote be counted by itself, and a division being called for, it was so ordered by a vote of 54 to 42.

When the vote of Wake was called, it appeared that 42,669 votes were cast for Jos. A. Englehard for Secretary of State, but on motion it was allowed to be received as corrected, a clerical error plainly having been committed, and it was counted as evidently intended, 4,269.

While the count was still proceeding, Mr. Henderson of Rowan moved that the Joint Session take a recess until halfpast 3 o'clock, and the motion was adopted and the Joint Session adjourned to that hour.

The House was then called to order and resumed its morning session, but on motion of Mr. Singeltary, adjourned until fifteen minutes past 3 P. M.

AFTERNOON SESSION.

House of Representatives, Tuesday, Nov. 21, 1876.

The House was called to order at the time fixed at its morning adjournment.

Mr. Lineback introduced a bill exempting personal property to the value of three hundred dollars, and it was ordered to be placed upon the Calendar.

Mr. Rose introduced a resolution in favor of R. W. Hardie, Sheriff of Cumberland, which was referred to the Committee on Finance.

A message was received from the Senate informing the House that that body will forthwith visit the Hall of the House in pursuance of the adjournment of the joint bodies this morning; and also notifying the House of the concurrence of the body with the proposition of the House to print the message of His Excellency, the Governor.

At half-past three, the Senate again entered the Hall of the House, and after being seated,

THE JOINT SESSION

was resumed, and the comparison of votes continued. When the county of Columbus was reached, there appeared to be 764 votes cast for W. A. Smith for Attorney General, and on motion of Mr. Scales, this vote was ordered to be counted to itself.

When the county of Bertie was reached, it appeared that the names of all the candidates were entered in the returns without initials.

Mr. Graves of Surry offered a resolution to provide for

correcting defective returns of the election of Governor and other State officers.

Mr. Bagley of Perquimans moved that all defective returns be laid over for the present.

Mr. Richardson of Columbus moved to lay the resolution of Mr. Graves on the table, and it was so ordered.

When the county of Forsythe was reached it appeared that the names of all the candidates were entered upon the returns without initials.

During the progress of the count, Mr. Powell of Chatham moved that the Joint Session take a recess until to-morrow at ten o'clock. The session refused to adjourn and the comparison of votes was continued.

When the county of Surry was reached, it appeared that Messrs. Hargrove and Keenan were returned as having received the vote of the county for Auditor; that Messrs. Reilly and Love were voted for for Superintendent of Public Instruction; and that Messrs. Carson and Scarborough were voted for for Attorney General.

On motion of Mr. Bagley of Perquimans, the vote of Surry was ordered to be counted by itself.

Mr. Holt of Alamance renewed the motion that the Joint Session take a recess until to-morrow at 10 o'clock, and the motion prevailed; and the Joint Session adjourned to that hour.

The Evening Session of the House was resumed.

Mr. Singeltary called the attention of the House to a defect in the message transmitted to the Senate proposing the printing of the message of his Excellency, the Governor, with the accompanying documents, and moved that 750 copies of the same be printed.

Mr. Gudger moved to amend by directing a message to the Senate asking concurrence in the motion to print 750 copies.

Mr. Moring moved to amend by inserting "250" copies

instead of "750;" and the motion prevailed, and a message was ordered to be sent to the Senate to that effect.

On motion, the House adjourned until ten o'clock to-morrow morning.

THIRD DAY.

House of Representatives, Wednesday, Nov. 22, 1876.

The House met at 10 o'clock, Mr. Speaker Price in the chair.

The reading of the Journal was begun, but was suspended upon the announcement of a message from the Senate that that body was ready to repair to the Hall of the House in pursuance with the adjournment of yesterday.

The Senate then entered the House and was received with the usual forms, and the two bodies went into

JOINT SESSION,

and the comparing of the votes cast at the late election for State officers was resumed.

When the vote of Warren was announced, it appeared that 1,315 votes were cast for Jos. W. Engelhard.

On motion of Mr. Bledsoe, the vote was ordered to be set aside for the present.

On the vote of Moore being announced, it appeared that 1,360 votes had been cast for Sam'l M. Love, for Auditor.

On motion of Mr. Carter of Buncombe, this vote was also ordered to be set aside for the present.

In the count of the county of Randolph, it appeared that with the exception of the candidates for Governor and Lieutenant Governor, the names of all the other officers voted for were without initials.

In the count of the county of Pender, the same omission of initials appeared, and the name of Engelhard was voted for as Engelhart, 1,165 votes having been cast for that name; and on motion of Mr. Clarke of Craven, that vote was laid aside for the present.

The returns from the county of Tyrrell showed that all the officers voted for were voted for under their surnames.

The county of Edgecombe showed by its returns that the vote was given for Jos. A. Inglehard, as candidate for Secretary of State.

The returns from the county of Yancey showed that the vote of Lieutenant Governor was cast for Thomas A. Jarvis, and for W. A. Wheeler for Treasurer.

The returns from the county of Perquimans showed that all the State officers had been voted for under their surnames.

The Principal Clerks of the two Houses reported that 86 counties had made their returns, and that seven counties, to-wit: Ashe, Cherokee, Dare, Graham, Halifax, Madison and Swain, had made no returns.

Mr. Scales of Guilford submitted a resolution in regard to curing defective returns, &c.:

Resolved, That a committee of five, two from the Senate and three from the House of Representatives, be appointed by the Speaker to examine the returns of the sheriffs of the different counties, and to report to the Joint Session of the General Assembly, as early as practicable to an adjournment, what returns are, if any are, defective; and what, if any, are wanting; and what steps are necessary to be taken by the Joint Session, in accordance with law, for the correction of the defects in the returns, and to compel returns

from the counties from which no returns have been made.

Mr. Graham of Orange offered the following as a substitute to the resolution of Mr. Scales:

Resolved, by the Senate and House of Representatives in Joint Session, That the Speaker of the House be authorized to secure proper returns of the votes for State officers from the counties, either by special messengers or in such manner as he may deem expedient; and that the publication of the result be postponed until the 28th day of November, 1876.

The question was put on the amendment, and it was lost. The question was then put on Mr. Scales's amendment, and it was adopted.

The Speaker announced the following gentlemen to compose the committee under the resolution of Mr. Scales: Messrs. Graham of Orange, Graves of Surry, Cobb of Lincoln, Wilson of Burke and Coke of Chowan.

Mr. McGehee of Person moved to reconsider the vote by which the resolution of Mr. Scales was adopted, and the motion prevailed.

Mr. McGehee then submitted the following amendment: And that the said committee shall have power to secure proper returns of the votes cast for State officers, and that the publication of the vote be postponed until November 28th, 1876.

And the question was put on the amendment, and it was adopted.

Mr. Henderson of Rowan moved to amend by making the committee to consist of three on the part of the Senate and four on the part of the House, which motion prevailed; and the Speaker appointed the following gentlemen as the additional members of the committee: Messrs. Purnell of Wake and Dockery of Richmond.

And on motion of Mr. Gudger, the Joint Session adjourned until the 28th of November, 1876, at 12 M.

The Senate having withdrawn, the morning Session of the House was resumed.

The reading of the Journal was concluded, and the Journal approved.

The introduction of bills, &c., being in order, Mr. Moring introduced a petition from A. C. Maddrey of Hertford, relating to contesting the election of J. J. Horton, and it was referred to the Committee on Propositions and Grievances.

INTRODUCTION OF RESOLUTIONS.

By Mr. Moring: A resolution of inquiry into the right of A. C. Maddrey to a seat in this House. Referred to the Committee on Privileges and Elections.

By Mr. Worth: A resolution of inquiry into the right of Alfred Lloyd, member from the county of Pender, to a seat in this House; which was referred to the same Committee.

By Mr. Winslow: A resolution concerning a recess; and it was placed on the Calendar.

By Mr. Purnell: A resolution to furnish the Congressional Library, at Washington City, with Journals and documents of the North Carolina Legislature; and it was referred to the Committee on the Library.

INTRODUCTION OF BILLS.

The following bills were introduced and ordered to be placed on the Calendar:

By Mr. Davis of Haywood: A bill for the relief of S. J. Shelton, Sheriff of Haywood.

By Mr. McBrayer: A bill to allow W. M. Doggett, late tax collector of Cleveland county, to collect arrears of taxes, for the years 1875 and 1876.

By Mr. Clarke of Craven: A bill to amend Chap. 219, Acts 1874-'5.

And by Mr. Moring: A bill to validate election returns.

The following were referred to the Committee on Propositions and Grievances:

By Mr. Johnston: A bill for the relief of James M. Bateman, formed sheriff of Washington county; and

By Mr. Cooper: A bill to allow W. F. Cooper, ex-sheriff of Graham county, longer time to collect arrearages of taxes for the years 1874-'5.

The following were referred to the Judiciary Committee: By Mr. Cobb: A bill to amend Battle's Revisal, chapter 32, section 136; and

By Mr. Cobb: A bill to prevent malicious injury to personal property.

And the following was also placed on the Calendar:

By Mr. Davis of Lenoir: A bill to repeal an Act, entitled an Act to amend the charter of the town of Kinston and for other purposes, acts of 1874-'5, Privave acts, chapter 131, and to revive the old charter.

The morning hour having expired, Mr. Moring moved a suspension of the rules to put on its passage a bill introduced by him this morning in relation to the validation of election returns.

The rules were suspended and the bill put on its second reading. Upon going to a third reading, Mr. Henderson moved to amend by inserting the words, "or the seal of the sheriff."

The amendment was adopted, and the bill so amended was then put on its third reading, passed, and was ordered to be engrossed and sent to the Senate.

Mr. Moring moved to reconsider the vote by which the bill passed and to lay that motion on the table, and the motion prevailed.

The Speaker announced as the business next in order, the election for Engrossing Clerk of the House.

Mr. Roberts nominated Mr. W. J. Barrett of Lenoir, and Mr. Bagley, Mr. M. V'B. Gilbert of Wake.

A vote was had, with the following result:

For Mr. Barrett: Mr. Speaker, Messrs. Abbott, Ardrey, Austin, Aycock, Baxter, Beam, Bizzell, Braswell, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Gaither, Geffroy, Godwin, Graves, Gudger, Harriss, Hartsell, Heap, Henderson, Horton of Wilkes, Houck, Hughes, Jarvis, Kenan, King of Stokes, Leach, M'Brayer, McCubbins, McGehee, McIver, McLean, McLure, McRae, Moring, Morris, Moseley, Moye, Parish, Peel, Powell, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackleford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Spake, Swaim, Todd of Ashe, Vaughan, Wilson of Burke, Wilson of Transylvania, Winchester, Winslow, Worth and Yount—77.

For Mr. Gilbert: Messrs. Allen, Bagley Bledsoe, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Crews, Davis of Lenoir, Duggan, Ennis, Ewing, Haynes, Hill, Hood, Horton of Hertford, Johnson of Warren, Johnston of Washington, Lineback, Lloyd, Ormand, Purnell, Reynolds, Rogers, Scott, Simmons, Terry, Todd of Wake, Ward of Chowan, Ward of Bertie, Williamson and Wilson of New Hanover—33.

And Mr. Barrett having received a majority of the votescast was declared duly elected.

The election of Assistant Doorkeeper of the House was next in order, and Mr. Vaughan put in nomination John P. Norton of McDowell, and Mr. Bagley nominated O. J. Speller of ——.

A vote was had, with the following result:

FOR MR. NORTON: Mr. Speaker, Messrs. Abbott, Ardrey, Austin, Aycock, Baxter, Beam, Bizzell, Braswell, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Davis, of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Geffroy, Godwin, Graves, Gudger, Harriss, Hartsell, Haynes, Henderson, Horton of Hertförd, Horton of

Wilkes, Houck, Hughes, Jarvis, Kenan, King of Stokes, Leach, Lineback, McCubbins, McGehee, McIver, McLean, McLure, McRae, Moring, Morris, Moseley, Moye, Parish, Peel, Powell, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Spake, Swaim, Todd of Ashe, Vaughan, Wilson of Burke, Wilson of Transylvania, Winchester, Winslow and Yount—76.

FOR O. J. SPELLER: Messrs. Allen, Bagley, Bledsoe, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Crews, Davis of Lenoir, Duggan, Ennis, Ewing, Hill, Hood, Johnson of Warren, Johnston of Washington, Lloyd, Ormand, Reynolds, Terry, Todd of Wake, Ward of Chowan, Ward of Bertie, Williamson and Wilson of New Hanover—26.

And Mr. Norton having received a majority of the votes cast, was declared duly elected.

A message was received from the Senate informing the House that the Senate had adopted a resolution to go into the election of an Enrolling Clerk for this General Assembly immediately upon the return of the messenger, and asking the concurrence of the House therein.

A message was transmitted to the Senate informing that body that the House concurred in the proposition to go into the election of Enrolling Clerk, and that Messrs. Granger and Gilbert were in nomination.

A message was received from the Senate informing the House that the Senate had passed a resolution to raise a committee of three on the part of the Senate and five on the part of the House, to prepare and submit joint rules for the government of the General Assembly, and asking concurrence of the House therein; and also informing the House that the Senate branch of said committee consisted of Senators Troy, Graham and Dockery.

The proposition was concurred in, and a message was sent to the Senate, informing that body of the same, and

that the Speaker had appointed as the House branch of said committee Messrs. Ransom, Roberts, McGehee, Wilson of New Hanover and Purnell.

The election of Enrolling Clerk was then in order, and Mr. Jarvis nominated Mr. Richard Granger of Beaufort, and Mr. Clarke of Craven put in nomination Mr. M. V'B. Gilbert of Wake.

Mr. Speaker appointed Messrs. Moring and Bagley, on the part of the House, to superintend the election.

A message was received from the Senate, informing the House that the Senate had passed S. R. No. 12, in regard to per diem and mileage, and transmitting a copy of the same to the House, and asking concurrence therein.

Mr. Powell moved that the resolution be put on its passage.

Mr. Gudger moved to postpone the resolution indefinitely, and on this motion Mr. Richardson demanded the ayes and nays. The call was sustained, and the House refused to postpone by the following vote:

Affirmative.—Messrs. Austin, Bagley, Cale, Carter of Warren, Cary, Clarke of Craven, Crews, Davis of Lenoir, Duggan, Gudger, Hood, Horton of Hertford, Johnson of Warren, Johnston of Washington, Lloyd, Quinnerly, Sharpe, Terry, Ward of Chowan, Ward of Bertie and Williamson—21.

Negative.—Messrs. Allen, Abbott, Ardrey, Aycock, Baxter, Beam, Bizzell, Bledsoe, Braswell, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Geffroy, Godwin, Graves, Harriss, Hartsell, Haynes, Heap, Henderson, Hill, Horton of Wilkes, Hughes, Jarvis, Kenan, King of Stokes, Leach, Lineback, M'Brayer, McCubbins, McGehee, McIver, McLean, McLure, McRae, Moring, Morris, Mosely, Moye, Ormand, Parish, Peel, Powell, Purnell, Ransom, Reynolds, Richardson, Roberts, Rogers, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Shotwell,

Simmons, Singeltary, Simpson, Smith, Spake, Stephenson, Swaim, Todd of Ashe, Vaughan, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winchester, Winslow, Worth and Yount—83.

The time to go into election of Enrolling Clerk having arrived, the vote was had, with the following result:

For Mr. Granger: Mr. Speaker, Messrs. Abbott, Ardrey, Austin, Aycock, Baxter, Beam, Bizzell, Braswell, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Geffroy, Graves, Gudger, Harriss, Hartsell, Henderson, Horton of Wilkes, Houck, Hughes, Jarvis, Kenan, King of Stokes, Leach, M'Brayer, McCubbins, McGehee, McIver, McLean, McLure, McRae, Moring, Morris, Moseley, Moye, Parish, Peel, Powell, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Spake, Stephenson, Swaim, Todd of Ashe, Vaughan, Wilson of Burke, Wilson of Transylvania, Winchester, Winslow, Worth and Yount—75.

FOR MR. GILBERT: Messrs. Allen, Bagley, Bledsoe, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Crews, Davis of Lenoir, Ennis, Ewing, Haynes, Hill, Horton of Hertford, Johnson of Warren, Johnston of Washington, Lineback, Lloyd, Ormand, Purnell, Reynolds, Rogers, Scott, Simmons, Terry, Ward of Chowan, Ward of Bertie, Williamson and Wilson of New Hanover—30.

And the tellers reported that 113 votes had been cast for Mr. Granger and 40 for Mr. Gilbert, and that Mr. Granger having received a majority of the votes cast, was duly elected. And a message was transmitted to that effect to the Senate.

Mr. Lineback moved that the House adjourn until 3 P.M., and the motion was lost.

Mr. — moved that the House take a recess until 3 o'clock, and the motion did not prevail.

On motion of Mr. Powell, the consideration of the Senate resolution on per diem was resumed.

Mr. Gudger moved that the resolution be referred to the Committee on Finance, and the House refused to refer.

Mr. Powell demanded the previous question and the House refused to order it. And the resolution was put on its second reading and passed, and was ordered to its third and final reading, when Mr. Ransom offered the following amendment: Amend by striking out all relative to clerks.

The amendment was rejected.

Mr. Clarke of Craven moved to amend by striking out \$4.00 per day and inserting \$3.00 as the pay of members and other officers.

The amendment was rejected, and Mr. Cooper sent forward the following amendment:

That the said resolution shall not refer to travel in coming to the Capital nor for service hereafter rendered.

The House refused to adopt the amendment.

Mr. Powell called the previous question, and the call was sustained and the main question was ordered.

The yeas and nays were had and the resolution was adopted by the following vote and ordered to be enrolled for ratification:

Affirmative.—Messrs. Abbott, Ardrey, Austin, Aycock, Bagley, Baxter, Beam, Bizzell, Bledsoe, Braswell, Brown, Cale, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Crews, Davis of Haywood, Davis of Lenoir, Dillard, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Geffroy, Godwin, Graves, Gudger, Harriss, Hartsell, Haynes, Heap, Henderson, Hill, Hood, Horton of Hertford, Horton of Wilkes, Houck, Hughes, Jarvis, King of Stokes, Leach, Lineback, M'Brayer, McCubbins, McGehee, McIver, McLean, McLure, McRae, Moring, Morris, Moseley, Moye, Ormand, Parish, Peel, Powell, Purnell, Quinnerly, Ransom, Reynolds, Richardson, Roberts, Rogers, Rose, Row-

land, Rush, Ryals, Sams, Scott, Shackelford, Simmons, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Swaim, Terry, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, Ward of Bertie, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winchester, Winslow, Worth and Yount—98.

Negative.—Messrs. Allen, Bryant, Bunn, Carter of Warren, Cary, Duggan, Johnson of Warren, Johnston of Washington, Lloyd, Sharpe and Williamson—11.

Mr. Bryant of Wilkes came forward and presented his certificate of election, and was duly qualified as a member of this House.

On motion, the House adjourned until to-morrow at 10 o'clock.

FOURTH DAY.

House of Representatives, Thursday, Nov. 23, 1876.

The House met at 10 o'clock, Mr. Speaker Price in the chair.

The Journal of yesterday was read and approved.

Leave of absence was granted to Mr. Graves of Surry on account of important private business.

Messrs. Bryson of Swain, Harrison of Caswell and White of Halifax, presented their credentials and were duly qualified and took their seats as members of this House.

Mr. Ransom, from the Joint Select Committee on Rules, made a report from said committee and the report was adopted.

INTRODUCTION OF RESOLUTIONS.

By Mr. Gudger: a resolution in regard to stationery; and By Mr. Henderson: a resolution of inquiry into the representation from the counties of Pender and New Hanover, and to the claim of John W. Dunham to a seat in this House from New Hanover county; both of which were ordered to be placed on the Calendar.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time and disposed of or referred, as follows:

Placed on the Calendar: introduced by Mr. Spake: a bill for the relief of the tax collector of Jackson county; and

By Mr. Richardson: a bill for the general relief of sheriffs and tax collectors.

The following were referred to the Committee on Finance: By Mr. Ormand: a bill to repeal chapter 84, Public Laws

of 1874–'75, and to regulate the rate of interest.

By Mr. Ewing: a bill to regulate the rate of interest; and By Mr. Ewing: a bill to amend chapter 128, Laws of 1874-'5.

The following were referred to the Committee on the Judiciary:

By Mr. Cobb: a bill to prevent throwing or shooting into railroad cars.

By Mr. Cobb: a bill to amend Revised Code, chapter 97, section 8, entitled "Religious Societies."

By Mr. Cobb: a bill to prevent attempts to burn dwellings and other houses.

By Mr. Clarke of Craven: a bill to amend Code of Civil Procedure, title IX, chapter 2, entitled "Claim and delivery of personal property." B. R., chapter 17.

By Mr. Pinnix: a bill to amend Battle's Revisal, chapter 22, section 4.

By Mr. Singeltary: a bill to amend section 206, Laws of 1874-'75.

By Mr. Fox: a bill to amend chapter 102, sec. 79, of Battle's Revisal.

By Mr. Vaughan: a bill to amend chapter 17, section 343, of Battle's Revisal; and

By Mr. Moye: a bill for the relief of the sheriff of Pitt county.

Mr. Moring rose to a question of personal privilege in regard to a misstatement of a report as published in the Sentinel newspaper.

The Speaker appointed the following gentlemen as the Committee on Engrossed Bills: Messrs. Shackelford, McLean, Geffroy, King and Davis of Lenoir.

A message was received from the Senate transmitting S. B. 10, a bill to amend chapter 52, section 26, of Battle's Revisal, and asking the concurrence of the House therein.

The bill was read the first time and was referred to the Committee on the Judiciary.

THE CALENDAR

Was taken up, and H. B. 1, a bill to extend the time of James B. McPherson, tax collector of Pender county, was ordered to be referred to the Committee on the Judiciary.

H. B. 4, a bill to repeal the act of 1874 regulating the rate of interest, was taken from the Calendar and referred to the same committee.

H. B. 5, a bill to extend the time for the registration of deeds, was put on its second reading and passed. On going to its third reading it was moved that the further consideration of the bill be postponed until Tuesday next, and that it be printed; and it was so ordered by the House.

On motion, the House adjourned until to-morrow at 12 o'clock.

FIFTH DAY.

House of Representatives, Friday, Nov. 24, 1876.

The House was called to order at 11 o'clock, by Mr. Speaker Price, and was opened with prayer by the Rev. G. W. Spake of the House.

The Journal was read and approved.

Leave of absence was granted to Mr. Davis of Lenoir from to-day until Tuesday next.

Leave of absence was granted to Mr. Hussey, Assistant Clerk of the House, until Tuesday next.

Mr. Proffitt was announced as detained from attendance upon the House by sickness.

INTRODUCTION OF PETITIONS.

Mr. Abbott presented a memorial from the Commissioners of Camden county.

REPORTS OF COMMITTEES.

Mr. Moring, from the Committee on rules for the government, of the House made a report on behalf of the Committee, which was adopted and ordered to be printed.

INTRODUCTION OF RESOLUTIONS.

By Mr. Terry: A resolution relating to Battle's Revisal, which was referred to the Committee on the Judiciary.

By Mr. Abbott: A resolution for the relief of Camden county for the maintenance of a lunatic for the year 1875, which was referred to the Committee on Finance; and

By Mr. Hartsell: A resolution in favor of Wm. A. Hearne, which was referred to the Committee on Claims.

INTRODUCTION OF BILLS.

The following bills were introduced and referred as follows:

To the Judiciary Committee:

By Mr. Wilson of Transylvania: A bill for the relief of J. H. Lamey, sheriff of Transylvania.

By Mr. McRae: A bill for the better enforcement of the criminal law of the State.

By Mr. Baxter: A bill for the relief of John F. Frost, sheriff of Currituck county.

By Mr. Jarvis: A bill for the relief of F. J. Satchwell, sheriff of Beaufort county; and

By Mr. Carter of Buncombe: A bill to restore silver as a legal tender.

The following was referred to the Committee on Printing: By Mr. Cooper: A bill to amend section 1, chapter 94, Battle's Revisal, to reduce the price of public printing.

The following were referred to the Committee on Propositions and Grievances.

By Mr. McClure: A bill to authorize the sheriff of Clay to collect arrearages of taxes.

By Mr. Houck: A bill for the relief of R. R. McCall, sheriff of Caldwell county.

By Mr. King: A bill for the relief of W. H. Gentry, sheriff of Stokes county.

By Mr. Purnell: A bill for the relief of the tax payers of Wake county; and

By Mr. Gudger: A bill in favor of Madison county.

The following were referred as follows:

By Mr. Geffroy: A bill for the relief of the tax payers of Carteret county; to the Committee on Finance.

By Mr. Cary: A bill to submit the question of building a

rail road from Danville, Va., to Yanceyville, N. C., to the qualified voters of Caswell county; to the Committee on Internal Improvements: and

By Mr. Carter of Hyde: A bill to fix the heighth of lawful fences in North Carolina at four feet instead of five; to the Committee on Agriculture.

The following were placed on the Calendar.

By Mr. Terry: A bill prescribing a legal day's work; and By Mr. Henderson: A bill to prohibit the sale of intoxicating liquors within two miles of Jerusalem, Liberty, Concord and Cherry Hill churches, in the county of Davie.

A message was received from the Senate, informing the House that the Senate had adopted the report of the Joint Committee on Rules of Order for the government of this General Assembly, and have ordered that 200 copies of the same be printed for the use of the two Houses; and ask the concurrence of the House in the action of the Senate.

By leave of the House, Mr. Carter of Buncombe introduced a resolution to furnish the members of this House with 100 copies of Battle's Revisal.

Mr. Carter asked a suspension of the rules to put the resolution on its adoption, and it was so ordered by the House.

A motion was made that the number of copies asked for be placed in the Library of the House, and the amendment was accepted.

Mr. Parish moved to amend by inserting "State Librarian" instead of "Secretary of State.."

Mr. Gudger moved to lay the resolution on the table, and on a division being called for, the motion prevailed.

A message was received from the Senate, transmitting S. R. No. 17, a resolution in regard to employees of the Senate and House of Representatives, and asking the concurrence of the House therein.

The question was put on concurrence, and the resolution

was concurred in; and a message was ordered to be transmitted to the Senate to that effect.

A message was received from the Senate, informing the House that the Senate had passed H. B. No. 9, with the following amendment:

"Sec. 2. This act shall be in force from and after its ratification," and ask the concurrence of the House in the amendment.

The question was on the concurrence, and the amendment was concurred in; and a message was ordered to be sent to the Senate to that effect.

The Speaker announced the following standing committees:

On the Judiciary.—Messrs. Staples, Graves, Moring, Henderson, McGehee, Pinnix, Rose, Parish, King, Vaughan, Carter of Buncombe, Rowland, Todd of Ashe, Cobb, Russell, Purnell, Bagley, M'Brayer and Bledsoe.

On Finance.—Messrs. McGehee, Simpson, Wilson of Burke, Gaither, McRae, Proffitt, Parish, Sams, Rush, Moseley, Powell, Singeltary, Crews and Davis of Lenoir.

On Propositions and Grievances.—Messrs. Gudger, Swaim, Dillard, Vaughan, Council, Godwin, Shotwell, Kenan, Fox, Richardson, McCubbins, Bagley and Bledsoe.

On Corporations.—Messrs. Henderson, Richardson, King, Todd of Ashe, Moye, Wilson of Burke, Houck, Beam, Todd of Wake and Ward of Bertie.

Internal Improvements.—Messrs. Carter of Hyde, McGehee, Roberts, Wilson of Burke, Bryson, Davis of Haywood, Carter of Buncombe, Brown, Gudger, McLean, Johnston of Washington, Scott, Clark of Bladen and Cooper.

On Privileges and Elections.—Messrs. Moring, Henderson, Pinnix, Ransom, M'Brayer, Powell, Clarke of Craven and Harrison.

On Penal Institutions.—Messrs. Pinnix, Sharpe, Quinnerly,

Kenan, Powell, Moseley, Proffitt, Roberts, Baxter, Carter of Hyde, Terry, Ward of —— and Wilson of Transylvania.

On Education.—Messrs. Ransom, Geffroy, Stephenson, Logan, Horton of Wilkes, Shackelford, Purnell, Baxter, Mor-

ris, Ryals, Simmons and Bledsoe.

On Agriculture, Mechanics and Mining.—Messrs. Roberts, Peel, Winchester, Winslow, Sharpe, Fennell, Braswell, Bizzell, Horton of Wilkes and Johnston of Washington.

On Claims.—Messrs. McLean, Leach, McIver, Abbott, Aus-

tin, Aycock, Ardrey, Carter of Warren and Cary.

The Calendar was taken up; and,

H. B. No. 6, a bill exempting personal property to the amount of \$300, was put on its second reading, and, on motion of Mr. Moring, was referred to the Committee on Finance.

H. B. No. 7, a bill for the relief of S. J. Shelton, was put on its second reading, and, on motion of Mr. Parish, was referred to the Committee on the Judiciary.

H. B. No. 8, a bill to allow M. W. Doggett, late tax collector of Cleaveland, to collect arrearages for 1875–'76, was put on its second reading, and, on motion, was referred to the Judiciary Committee.

H. B. No. 9½, a bill to amend chapter 219, Acts of 1874–775, on motion of Mr. Singeltary, was referred to the Committee and the Ladinian

mittee on the Judiciary.

H. B. No. 14, a bill to amend the charter of the town of Kinston, Acts of 1874-'75, was put on its second reading, and, on motion of Mr. Richardson, was referred to the Committee on Corporations.

H. B. No. 15, a bill for the relief of the tax payers of Jackson county, was put on its second reading, and, on motion, was referred to the Committee on Finance.

H. B. No. 16, a bill for the general relief of tax collectors and sheriffs, was put on its second reading. Mr. McIver sent forward the following amendment

In 9th line after word "years," insert "one thousand eight hundred and seventy-three, one thousand eight hundred and seventy-four."

The amendment was accepted and the bill passed the 2d reading.

On motion, the rules were suspended and the bill put on its third reading.

Mr. Bledsoe moved its reference to the Judiciary Committee. A division was called for, and the motion was rejected by a vote of 55 to 21.

Mr. Moring offered the following amendment: "Provided, that no sheriff or tax collector shall have the benefit of this act who shall not have settled in full with the State and County Treasurers for the years for which back taxes are to be collected." And the amendment was accepted.

Mr. McLean sent forward the following amendment: "That the operations of this bill shall apply only to those who have settled the State and county taxes for the years named in this bill, or whose bonds are, at the time of the passage of this act, solvent; the solvency of said bonds to be judged of by the several boards of commissioners."

Mr. Bledsoe moved to lay that motion on the table, and on that motion demanded the ayes and nays. The call was not sustained, and the motion to lay the amendment on the table d.d not prevail.

The question then recurred on the adoption of the amendment, and it was lost.

Mr. Carter of Buncombe sent forward the following amendment:

"And provided further, that no sale of property by virtue of this Act shall be made prior to the first day of January, 1877."

The question was put on the amendment and it was lost, and the bill was ordered to a third reading.

At this point it was announced that Senator Ransom was

in the Hall, and on motion, he was invited to a seat on the floor of the House.

The consideration of the bill was resumed, and Mr. Cooper sent forward the following amendment:

"Strike out as follows: That no tax collector or sheriff shall have the benefit of this bill who has not settled with the State or county for the taxes due."

Mr. Carter of Hyde moved to reconsider the vote by which the motion to refer to the Committee on the Judiciary was rejected.

The motion prevailed, and the bill, together with the amendments, was so referred.

The Calendar was continued, and H. R. 5, resolution in regard to recess was, put on its adoption.

The question was on the adoption of the resolution.

Mr. Carter of Buncombe moved to refer it to the Committee on Privilege and Elections.

Mr. McGehee moved to lay the resolution on the table, but withdrew it for the present.

Mr. Gudger renewed the motion of Mr. McGehee, and on that motion Mr. Winslow demanded the ayes and nays, and the House refused to sustain the call.

The question was then put on the motion of Mr. Gudger and it prevailed.

On motion of Mr. Moring, H. R. 3, a resolution of inquiry into the right of H. C. Maddry to a seat in this House; and H. R. 4, a resolution of inquiry into the right of Alfred Lloyd, representative from Pender county, to a seat in this House, were withdrawn from the Committee on Privileges and Elections and placed upon the Calendar.

And on motion, they were put upon their adoption and were adopted.

H. R. 8, in regard to stationery, was adopted.

H. R. 9, a resolution of inquiry and instruction in rela-

tion to the representation of Pender county and New Hanover county, &c., was taken up.

Mr. Moring offered the following amendment:

Amend by adding an additional section: "Whether the present sitting members from New Hanover county are entitled to seats upon this floor."

And the amendment was adopted.

Mr. Gudger moved to strike out the words "Privileges and Elections," and insert "Judiciary."

The amendment was rejected, and the question being put on the adoption of the resolution as amended, it was adopted.

Leave of absence was granted to Mr. Wilson of Burke until Tuesday morning.

On motion of Mr. Powell, the House adjourned until tomorrow at 10 o'clock.

SIXTH DAY.

House of Representatives, Saturday, Nov. 25, 1876.

The House met at 10 o'clock, Mr. Speaker Price in the chair, and was opened with prayer by Rev G. W. Spake of the House.

The Journal of yesterday was read and approved.

Mr. Staples, from the Committee on the Judiciary, reported on the following bills:

On H. B. 9: A bill to amend chapter 219, acts of 1874-25, and on H. B. 20: A bill to prevent throwing or shooting into cars, with the recommendation that they be placed on the Calendar, and it was so ordered by the House.

Mr. Staples, from the same committee, reported unfavora-

bly on H. B. 22: A bill to amend Code of Civil Procedure, title 9, chapter 2, entitled, Claim and Delivery of Personal Property, Battle's Revisal; unfavorably on

H. B. 23: A bill to amend Battle's Revisal, chapter 22,

section 4; and unfavorably on

H. B. 25: A bill to amend chapter 206, Laws of 1874-'5; and on

H. B. 26: A bill to amend 79th article, chapter 102 of Battle's Revisal, with a recommendation that it be referred to the Committee on Firance; and it was so ordered by the House, and the whole report was concurred in.

INTRODUCTION OF BILLS.

The following bills were read the first time and referred as follows:

To the Committee on the Judiciary:

By Mr. Gudger: A bill extending the time of A. G. Sneed, sheriff of Madison county, to settle with the State Treasurer.

By Mr. Staples: A bill to amend sub-division 24, section 8, chapter 24 of Battle's Revisal, respecting the maintenance of the poor.

By Mr. McCubbins: A bill to amend chapter 52, section

7 of Battle's Revisal.

By Mr. Johnston of Washington: A bill to amend chapter 63, section 52 of Battle's Revisal.

By Mr. Spake: A bill to fix the hours of trial of cases before Justices of the Peace; and,

By Mr. Bagley: A bill to repeal an act entitled An act to amend chapter 64, Battle's Revisal, Landlord and Tenant Act.

The following were referred to the Committee on Corporations:

By Mr. Houck: A bill to repeal chapter 91 of the Laws of 1874-'75; and,

By Mr. Parish: A bill to extend the charters granted within the last two years.

The following was referred to the Committee on Propositions and Grievances:

By Mr. Harrison: A bill to repeal a portion of chapter 339, Laws of 1874-'75.

The Speaker announced the following additional standing committees for the House:

On Salaries and Fees.—Messrs. Wilson of Burke, Winslow, Worth, Yount, Wilson of Transylvania, Houck, Jarvis, Hartsell, Haynes and Hood.

On Railroads, Post-roads and Turnpikes.—Messrs. Singeltary, Rush, Ryals, Dunlap, Council, Bryson, Smith, Harris, Ward of Chowan and Lloyd.

On Military Affairs.—Messrs. McBrayer, Leach, McIver, McLure, Moye, Peel, Bizzell, Aycock, Powell, Geffroy, Dillard and Heap.

On Immigration.—Messrs. Swaim, Simpson, Singeltary, Shotwell, Hughes, Beam, Davis of Lenoir and Johnson of Warren.

On Counties, Cities, Towns and Townships.—Messrs. Rose, Shackelford, Ardrey, Davis of Haywood, Wilson of New Hanover, White and Williamson.

And the Speaker announced the following gentlemen as the House branches of the Joint Committees:

On the Deaf and Dumb and Blind Asylum.—Messrs. Leach, Powell, McRae, McLure and Cary.

On the Insane Asylum.—Messrs. Parish, Staples, Ransom, Dillard and Purnell.

On the Library.—Messrs. Geffroy, Quinnerly, Gaither, Brown, Bunn and Cale.

On Penal Institutions.—Messrs. Dillard, Worth, McCubbins, Godwin and Ormand.

On Printing.—Messrs. Shotwell, Cobb, Vaughan, Purnell and Lineback.

On Public Buildings and Grounds.—Messrs. Powell, Morris, Winchester, Horton of Hertford and Ennis.

On Enrolled Bills.—Messrs. Cobb, King, Shotwell, Fox and Russell.

On Insurance.—Messrs. Vaughan, Stephenson, Sharpe, Simmons and Bryant.

THE CALENDAR

Was taken up, and

H. B. 46, a bill to prohibit the sale of intoxicating liquors within two miles of Jerusalem, Liberty, Concord and Cherry Hill Churches, in the county of Davie, was taken up on its second reading and passed.

On motion of Mr. Henderson, the rules were suspended, and the bill was put on its third reading and passed, and was ordered to be engrossed and sent to the Senate.

Leave of absence was granted to Mr. King for one week, on account of important private business.

H. B. 45, a bill prescribing a legal day's work, was taken up, and, on motion of Mr. Henderson, was referred to the Committee on the Judiciary.

On motion of Mr. Cobb, H. B. 20, a bill to prevent throwing or shooting into railroad cars, was taken up and put on its second reading and passed, and, without objection, went to its third reading.

Mr. Bledsoe moved to postpone, and be made the special order for Wednesday next, at 12 o'clock. The House refused to postpone, and the bill passed its third reading, and was ordered to be engrossed and sent to the Senate.

Mr. Shackelford moved that the vote by which H. B. 46 passed during this morning's session be reconsidered, and the motion be laid on the table; and the motion prevailed.

On motion, the House adjourned until 10 o'clock Monday morning.

SEVENTH DAY.

House of Representatives, Monday, Nov. 27, 1876.

The House was called to order at 10 o'clock, by Mr. Speaker Price, and was opened by Rev. Mr. Culbreth of the city.

The Journal of Saturday was read and approved.

The Speaker announced the following changes or corrections in the announcement of committees: On Joint Committee on Deaf and Dumb and Blind Asylum, Mr. Johnston of Washington, instead of Mr. Cary.

On Joint Committee on Public Buildings and Grounds, Mr. Cary, instead of Mr. Ennis.

The Speaker announced the following gentlemen as the House branch of the Joint Committee on S. R. 17, concerning employees: Messrs. Todd of Ashe, Sharpe, Roberts, Clarke of Craven and Wilson of New Hanover.

Leave of absence was granted to Mr. Swaim until to-morrow.

Mr. Fulcher, the representative from the county of Dare, presented his certificate and was qualified as a member of this House.

Mr. Gudger, from the Committee on Propositions and Grievances, reported on H. B. 40, a bill for the relief of the tax payers of Wake, with an amendment, and with the adoption of the amendment recommended that the bill do pass.

INTRODUCTION OF RESOLUTIONS.

By Mr. Richardson: a resolution of inquiry to the Public Treasurer, which was referred to the Committee on Finance. By Mr. Richardson: a resolution referring the Governor's Message to appropriate committees, which was placed on the Calendar.

By Mr. Terry: a joint resolution relating to usury, which was referred to the Committee on Finance.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time and referred as follows:

To the Judiciary:

By Mr. McIver: a bill to amend chapter 45, section 40, of Battle's Revisal.

By Mr. Ormand: a bill to amend sections 9 and 10, chapter 65, of Battle's Revisal.

By Mr. Rose: a bill to amend section 2, chapter 18, Battle's Revisal, "Summons;" and

By Mr. Godwin: a bill to suppress riots in political campaigns.

To the Committee on Finance:

By Mr. Clark of Bladen: a bill concerning entries of the public lands; and

By Mr. Cale: a bill to allow John T. Price, former sheriff of Pasquotank county, to collect arrears of taxes.

To the Committee on Propositions and Grievances:

By Mr. Duggan: a bill to repeal all that part of chapter 195, Laws of 1874-'5, which applies to Edgecombe county; and

By Mr. Ward of Bertie: a bill to extend the time of F. W. Bell, sheriff of Bertie, till the 1st day of January, 1877, to settle with the State Treasurer; and

By Mr. Purnell: a bill to protect the State's interest in contracts for the time of convict labor, and for other purposes; which was referred to the Committee on Penal Institutions.

Leave of absence was granted to Mr. Shackelford for —days.

THE CALENDAR

was taken up, and

H. B. 25, a bill to amend chapter 206, Laws of 1874-'5, was put on its second reading, and on motion was laid on the table.

H. B. 23, a bill to amend Battle's Revisal, chapter 22, section 4, was put on its second reading, and on motion, was laid on the table.

H. B. 22, a bill to amend C. C. P., title XI, section 2, entitled "Claim and delivery of personal property," B. R., chapter 17, was put on its second reading, and was, on motion, laid on the table.

H. B. 9, a bill to amend chapter 219, acts of 1874-'5, was put on its second reading, and the question was put on its passage.

Mr. McBrayer moved that the bill be laid on the table.

Mr. Clarke of Craven called for the ayes and nays and the call was sustained.

The vote was taken on the motion to table, and it was carried by the following vote:

Affirmative.—Mr. Speaker, Messrs. Allen, Abbott, Austin, Bagley, Baxter, Beam, Bizzell, Carter of Buncombe, Carter of Hyde, Cobb, Davis of Haywood, Dillard, Dunlap, Fennell, Fulcher, Gaither, Geffroy, Graves, Gudger, Harriss, Hartsell, Henderson, Horton of Hertford, Horton of Wilkes, Jarvis, Johnston of Washington, Kenan, Leach, M'Brayer, McCubbins, McLean, McLure, McRae, Morris, Moseley, Moye, Quinnerly, Richardson, Roberts, Rowland, Rush, Sams, Sharpe, Shotwell, Singeltary, Simpson, Spake, Stephenson, Todd of Ashe, Vaughan, Wilson of Burke, Wilson of Transylvania, Winchester and Yount—55.

Negative.—Messrs. Bledsoe, Bryson, Bunn, Cale, Carter of Warren, Cary, Clark of Bladen, Clarke of Craven, Cooper, Council, Crews, Davis of Haywood, Duggan, Ennis, Ewing, Fagan, Fox, Harrison, Haynes, Heap, Hill, Hood, Houck, Johnson of Warren, Lineback, Lloyd, McIver, Ormand, Purnell, Reynolds, Rogers, Simmons, Terry, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of New Hanover and Winslow—37.

The resolution introduced by Mr. Henderson during the morning session, referring the message of the Governor to appropriate committees, was by consent taken from the Calendar, put on its passage, and was adopted; and

The resolution, introduced by Mr. Richardson, of inquiry from the Public Treasurer, was also taken from the Calendar,

put on its passage and adopted.

By consent, Mr. Bagley introduced a resolution of thanks to the President of the United States. Mr. Singeltary moved to indefinitely postpone, and on that motion Mr. Bagley demanded the ayes and nays. The call was sustained, and the resolution was indefinitely postposed by the following vote:

Affirmative.—Messrs. Abbott, Ardrey, Baxter, Beam, Bizzell, Brown, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Geffroy, Godwin, Graves, Gudger, Harrison, Harriss, Hartsell, Henderson, Horton of Wilkes, Houck, Jarvis, Kenan, Leach, M'Brayer, McCubbins, McGehee, McIver, McLure, McRae, Morris, Moseley, Moye, Purnell, Quinnerly, Ransom, Richardson, Roberts, Rowland, Rush, Ryals, Sams, Sharpe, Shotwell, Singeltary, Simpson, Spake, Stephenson, Todd of Ashe, Vaughan, Wilson of Burke, Wilson of Transylvania, Winchester, Winslow and Yount—64.

Negative.—Messrs. Bagley, Bledsoe, Bryant, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Crews, Duggan, Ennis, Ewing, Haynes, Hill, Hood, Horton of Hertford, Johnson

of Warren, Johnston of Washington, Lineback, Lloyd, Ormand, Reynolds, Rogers, Simmons, Terry, Ward of Chowan, Ward of Bertie, White, Williamson and Wilson of New Hanover—30.

By consent, Mr. Purnell introduced a resolution to furnish the members of the General Assembly with copies of the Constitution. On his motion it was put on its passage and was adopted, and ordered to be sent to the Senate without engrossment. It was so transmitted, and is entered on House Calendar as H. R. 15.

On motion, H. B. 40, a bill for the relief of the tax-payers of Wake county, reported back this morning from the Committee on Propositions and Grievances, with an amendment, was taken from the Calendar and passed its second reading.

The question was on the amendment of the committee, and it was adopted.

Mr. Carter of Buncombe sent forward the following amendment:

Amend by striking out "for six months, to-wit: 1st of May, 1877, and inserting 1st day of January, 1878."

And the amendment was adopted.

On motion of Mr. Henderson, the word "expired" was ordered to be inserted after the "has."

And the bill so amended passed its second reading and without objection went to its third reading, passed and was ordered to be engrossed and sent to the Senate.

Leave of absence was granted to Mr. Scott until Monday next.

A message was received from the Senate transmitting S. R. 2, a resolution in regard to the public debt: and

S. B. 15, a bill for the relief of F. J. Satchwell, sheriff of Beaufort county, and it was read the first time and referred to the Committee on Propositions and Grievances.

On motion, S. R. 2 was put on its passage and adopted.

THE SPECIAL ORDER,

Being H. B. 3, "A bill for the relief of sheriffs and tax collectors," was taken up at the hour designated in the order of the House making it the special order, and was, on motion, referred to the Committee on the Judiciary.

Mr. Singeltary moved to adjourn till to-morrow at 11 o'clock, and on a division the motion was lost.

Mr. Wilson of Burke moved to adjourn till 10 o'clock tomorrow and the motion prevailed, and the House adjourned to that hour.

EIGHTH DAY.

House of Representatives, Tuesday, Nov. 28, 1876.

The House met at 10 o'clock, Mr. Speaker Price in the chair; was opened with prayer by the Rev. G. W. Spake, of the House.

Mr. Staples begged leave to record his vote in the affirmative in the vote of the House taken yesterday on the resolution of thanks to the President of the United States, introduced by Mr. Bagley; and leave was granted.

Leave was also granted to the following gentlemen to record their votes in the affirmative, viz: to Messrs. Moring, Aycock, Powell, Shackelford, Swaim, Worth, Hughes, Pinnix, Rose, McLean, Smith and Braswell; and leave was given to Mr. Davis of Lenoir, to record his vote in the negative on the same resolution.

Indefinie leave of absence was granted to Mr. Heap on account of important private business.

Mr. McBrayer rose to a question of personal privilege in regard to an erroneous report made in the "Observer" newspaper.

IRTRODUCTION OF MEMORIALS.

Mr. Purnell presented a memorial from the citizens of Barton's Creek Township, Wake county, which took its place on the table.

Mr. Bledsoe presented a memorial from the printers of Raleigh, in reference to the public printing, which took its place on the table.

REPORTS FROM STANDING COMMITTEES.

Mr. Gudger, from the Committee on Propositions and Grievances, reported favorably on:

H. B. 62, a bill to repeal all that part of chapter 295, Laws of 1874–775, which applies to Edgecombe county, and recommend that the following bills be referred to the Committee on the Judiciary; and that the Committee on Propositions and Grievances be discharged from the further consideration thereof:

H. B. 10, a bill for the relief of John M. Bateman, sheriff of Washington county;

H. B. 38, a bill for the relief of R. R. McCall, sheriff of Caldwell county; and

H. B. 39, a bill for the relief of W. H. Gentry, sheriff of Stokes county.

The report was agreed to, and the bills named were referred to the Judiciary Committee,

Mr. Shackelford, from the Committee on Engrossed Bills, reported that

H. B. 5, a bill to extend the time for the registration of deeds and other conveyances; and

H. B. 40, a bill for the relief of the tax payers of Wake county had been correctly engrossed, and a message sent to the Senate transmitting the same.

INTRODUCTION OF RESOLUTIONS.

By Mr. Moring: A resolution to raise a joint committee on county government, which was placed on the Calendar.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time and referred to the Committee on Propositions and Grievances:

By Mr. Purnell: A bill to amend chapter 239, Laws of 1874-'75.

By Mr. Cooper: A bill for the relief of A. S. Hill, former sheriff and tax collector of the county of Chero'kee.

By Mr. Worth: A bill to authorize the Public Treasurer to refund to the county of Alamance certain railroad taxes.

By Mr. Graves: A bill to require the sheriffs of the several counties of the State to furnish the number of prisoners confined under sentence; and,

By Mr. McRae: A bill to prohibit the sale of intoxicating liquors within two miles of Lumber Bridge and Providence churches, in Robeson county.

The following was referred to the Committee on the Insane Asylum:

By Mr. Ransom: To repeal and amend certain sections chapter 6 Battle's Revisal.

And the following to the Committee on Claims:

By Mr. Roberts: A bill to indemnify Gates county for the support of certain lunatics. And the following to the Committee on the Judiciary:

By Mr. McCubbins: A bill concerning the hiring out of convicts in county jails.

By Mr. Bryson: A bill to confirm certain marriages between persons of the Indian race in this State.

By Mr. Ransom: A bill to alter section 3 of article 3 of the Constitution; and,

By Mr. Davis of Haywood: A bill to amend chapter 9, section 1 of Battle's Revisal.

And the following to the Committee on Corporations:

By Mr. Henderson: A bill for the incorporation of co-opperative, building, mutual-loan and savings-fundinstitutions.

On motion of Mr. Graves, the bill introduced by him this morning was taken up, and put on its second reading and passed; and, without objection, was put on its third reading.

Mr. Vaughan offered an amendment, that the Secretary of State be directed to furnish each sheriff in the State with a copy of this act.

The amendment was accepted, and the bill then passed the third reading.

Mr. Gudger moved to reconsider the vote by which the bill passed its third reading, and the motion prevailed; and,

On motion of Mr. McLean, the bill was referred to the Committee on Propositions and Grievances.

The Speaker announced the following as the House branch of the Joint Committee on County Government: Messrs. Roberts, Rose, Richardson, Wilson of Burke and Russell.

The hour for the

SPECIAL ORDER,

Being H. B. 5, a bill to extend the time for the registration of deeds and other conveyances, having arrived, the bill was put on its third reading, and the question was put and the bill passed, and was ordered to be engressed and sent to the Senate.

Mr. —— moved to reconsider the vote by which the bill passed its third reading, and lay that motion on the table. The motion prevailed, and the bill was then engrossed and transmitted to the Senate.

A message was ordered to be sent to the Senate that the House would go into the election of a United States Senator at 12 o'clock.

A motion to take a recess until five minutes before 12 o'clock, was lost.

By consent, Mr. Bledsoe presented a petition from the working men and mechanics of Raleigh.

Mr. Gudger moved to refuse to receive the petition. On that motion Mr. Bagley called the ayes and noes. The call was sustained and the House refused to reject by the following vote:

Affirmative.—Messrs. Ardrey, Aycock, Braswell, Brown, Bryant, Bryson, Cobb, Council, Davis of Haywood, Dunlap, Fox, Gudger, Horton of Wilkes, Houck, Kenan, M'Brayer, McLure, McRae, Morris, Moseley, Peel, Rush, Todd of Ashe, Wilson of Burke and Winslow—25.

Negative.—Messrs. Abbott, Austin, Bagley, Baxter, Beam, Bizzell, Bledsoe, Bunn, Cale, Carter of Buncombe, Carter of Hyde, Carter of Warren, Cary, Clarke of Craven, Cooper, Crews, Davis of Lenoir, Dillard, Duggan, Ennis, Fennell, Geffroy, Graves, Harrison, Haynes, Heap, Henderson, Hill, Hood, Hughes, Johnson of Warren, Johnston of Washington, Leach, Lineback, Lloyd, McCubbins, McGehee, McIver, McLean, Moring, Moye, Ormand, Pinnix, Purnell, Quinnerly, Ransom, Reynolds, Richardson, Roberts, Rogers, Rose, Rowland, Ryals, Sams, Shackelford, Sharpe, Simmons, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Swaim, Terry, Todd of Wake, Vaughan, Ward of Chowan,

Ward of Bertie, White, Williamson, Wilson of Transylvania, Winchester and Yount—75.

The reading of the petition was resumed, and Mr. Cooper moved its reference to the Committee on Printing.

Mr. Purnell moved to refer it to the Committee on the Judiciary.

Mr. Pinnix moved to lay it upon the table, and upon a division the motion was lost.

Mr. Purnell moved to amend his motion to refer to the Judiciary Committee, by substituting the Committee on Propositions and Grievances.

The question was put and the amendment rejected.

The question then recurred on Mr. Cooper's motion, and it prevailed.

A message was received from the Senate informing the House of the concurrence of the Senate in the proposition to go into the election of a United States Senator at 12 o'clock, and that Messrs. Marler and Green were appointed tellers on the part of the Senate to superintend the election.

A message was received from the Senate informing the House that the Senate had passed S. R. 51, proposing to raise a Joint Standing Committee on the State Debt, consisting of five Senators on the part of the Senate, and seven members of the House, and asking the concurrence of the House therein.

The question was put on concurrence, and it was carried. A message was received from the Senate informing the House that the Senate had appointed the following gentlemen as the Senate branch of the Joint Committee on Employees for the General Assembly, to-wit: Messrs. Latham, Williams and Dockery;

And also, that the Senate does not concur in H. R. 15, a resolution to furnish members of the General Assembly with copies of the State Constitution as amended.

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A message was received from the Senate, transmitting the

following bills:

S. B. 37, a bill to repeal chapter 79 of the Laws of 1871– '72, being an act to change Sampson county from the 4th to the 5th judicial district;

S. B. 23, a bill to provide for the preservation of the votes

for Governor, Lieutenant-Governor, &c.;

S. B. 5, a bill to amend an act entitled an act to incorporate the Dan River Navigation Company.

They were read the first time and referred as follows: S. B. 5, to the Committee on Corporations; and S. B. 23, and S. B. 37, to the Judiciary Committee.

A motion made by Mr. Henderson to take up and put S. B. 5, on its passage, was lost.

The Speaker announced that Messrs. Gudger and Purnell were appointed tellers on the part of the House to superintend the election of United States Senator.

A message was received from the Senate transmitting a message from His Excellency, the Governor, with the report of the Commissioners of the Western North Carolina Railroad, and proposing that the usual number of such message and report be printed.

On motion of Mr. Carter of Buncombe, the proposition was concurred in.

The time for the nomination of a United States Senator having arrived,

Mr. McGehee put in nomination Matt. W. Ransom.

Mr. Johnston of Washington nominated Oliver H. Dockery.

A vote was had, with the following result:

For Mr. Ransom: Mr. Speaker, Messrs. Abbott, Ardrey, Austin, Aycock, Baxter, Beam, Bizzell, Braswell, Brown, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geffroy, Godwin,

Graves, Gudger, Harrison, Harriss, Hartsell, Heap, Henderson, Horton of Wilkes, Houck, Hughes, Jarvis, Kenan, Leach, M'Brayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Moring, Morris, Moseley, Moye, Parish, Peel, Pinnix, Powell, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan, Wilson of Burke, Wilson of Transylvania, Winchester, Winslow, Worth and Yount—82.

FOR MR. DOCKERY: Messrs. Allen, Bagley, Bledsoe, Bryant, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Crews, Davis of Lenoir, Duggan, Ennis, Ewing, Haynes, Hill, Hood, Johnson of Warren, Johnston of Washington, Lineback, Lloyd, Ormand, Purnell, Reynolds, Rogers, Simmons, Terry, Todd of Wake, Ward of Chowan, Ward of Bertie and Williamson—31.

And the tellers announced that Mr. Ransom had received 82 votes and Mr. Dockery 31 votes, and a message was transmitted to the Senate announcing the result of the election.

Mr. White asked permission to record his vote for Mr. Dockery, and leave was granted.

A message was received from the Senate informing the House, that on the return of the messenger, the Senate would proceed in a body to the Hall of the House to proceed with the further count of the vote of the State officers.

At 12 o'clock, the Senate proceded by its presiding officer, entered the Hall of the House, and was received with the customary formalities, and the two bodies went into

JOINT SESSION

and resumed the count of votes, suspended the 22d instant, on account of the failure of several counties to make returns.

The delinquent counties made their returns. When the county of Dare was counted, it appeared that the vote for Secretary of State was counted for J. Albertson, and for S. Love for Auditor.

The vote of Cherokee was returned for J. S. Kenan for Attorney General.

When the county of Columbus was called, on motion of Mr. Richardson of the House, the Sheriff of Columbus being present was allowed to correct informalities in his returns, and his return was admitted as correct.

The county of Halifax was reported by the returns to have voted for J. A. Engelhart. Senator Graham, from the committee to examine and report upon defective returns, submitted a report recommending that all counties from which defective and incorrect returns had been made, be thrown out; and the report was adopted.

Mr. —— moved that the vote by which the report of Senator Graham was adopted be reconsidered, and the motion prevailed.

Mr. Henderson submitted the following resolution:

Resolved, That the returns of each county, where there are any wrong entries, be taken up separately and in their order.

The question was on the adoption of the resolution, and it prevailed; and the joint session proceeded to consider the votes of each county where votes were defective.

The county of Jackson was returned as voting for Thomas M. Suttle. Mr. Henderson moved that the vote be counted for Thomas Settle, and the motion was adopted.

Mr. Senator Holt moved to adjourn till to-morrow at halfpast 12, and the joint session refused to adjourn.

The counting was resumed.

In the vote of Surry, the returns showed that votes were

cast for officers for other offices than those to which they had been nominated, and the Joint Assembly resolved that the tabular statement be taken as the correct return, and the names properly placed in the table.

The same disposition of irregularities in the returns of the county of Randolph was made, on the motion of Mr. Carter of Buncombe.

On motion of Mr. Carter, of Buncombe, the irregularities in the returns from the county of Swain, were also taken as the correct returns.

The returns from the county of Forsythe, on the motion of Mr. ———, of the House, were taken as the correct returns.

Mr. Houck moved to adjourn till 4 o'clock this afternoon, and the motion was not adopted.

Mr. Staples offered the following resolution:

Whereas, It is the desire of this Joint Assembly to give full effect and virtue to the will of the people expressed at the ballot-box in the recent elections for State officers; and whereas, it appears from the returns of the sheriffs of some of the counties of the State that there is manifestly a clerical error in the returns of some of the names voted for; therefore, be it

Resolved, That the returns wherein occur these clerical errors be referred to the Joint Committee on the returns of State officers, with the request that such errors as hereinbefore referred to, be corrected, and that said committee report the results to this Joint Assembly at its next meeting.

The question was on the adoption of the resolution, and it was lost.

Mr. Gudger moved to adjourn till half-past twelve o'clock, and the Joint Assembly refused to adjourn, and the correction of returns was resumed.

Mr. Henderson, of Rowan, moved that the returns of the county of Bertie be received as correct, and it was so ordered.

The returns from the county of Tyrrell were, on motion of Mr. Carter of Buncombe, received as correct, the initial names of the officers voted for, being ordered to be prefixed.

On motion of Mr. Singeltary, of Wilson, the vote of

Yancey was received as correct.

On motion of Mr. McBrayer of Cleaveland, the vote of Cherokee, which was cast for W. S. Kenan, for Attorney General, was ordered to be corrected and received.

Mr. Henderson of Rowan moved that the report of the Committee of the House at the session of 1872–'73, on defective returns, be published among the public documents of the present session, and the motion was rejected.

Mr. Rose moved to adjourn till half-past 12 to-morrow, and the motion prevailed, and the joint session adjourned

to that hour.

The morning session of the House was resumed.

H. R. 23, a resolution introduced by Mr. Bagley, at this morning's session, for the relief of J. S. Wilcox, sheriff of Pasquotank, was taken up, on his motion, and put on its second reading and passed, when, on motion, the House adjourned till to-morrow at 11 o'clock.

NINTH DAY.

House of Representatives, Wednesday, Nov. 29, 1876.

The House was called to order at 11 o'clock, by Mr. Speaker Price, and was opened with prayer by the Rev. G. W. Spake, of the House.

The Journal of yesterday was read and approved.

Messrs. Horton of Hertford and Ward of Bertie were an-

nounced as detained by sickness from their seats in the House.

INTRODUCTION OF PETITIONS.

By Mr. Austin: A petition from the citizens of Beaver Dam asking that the name be changed to Griffinville, and the incorporation of the same; and the petition took its place upon the table.

REPORTS OF COMMITTEES.

Mr. Staples, from the Committee on the Judiciary, reported unfavorably on the following bills:

H. B. 24, a bill to limit the powers of State Solicitors; on

H. B. 30, a bill to repeal an act entitled an act to amend chapter 64, Battle's Revisal, Landlord and Tenant Act; and on

H. B. 73, a bill concerning the hiring out of convicts in county jails; and favorably on

S. B. 37, H. B. 79, a bill to repeal chapter 79, Laws of 1871-'2, being an act to change Sampson county from the 4th to the 5th Judicial District.

Mr. Cobb, from the same committee, reported favorably on H. B. 12, a bill to amend Battle's Revisal, chapter 32, section 136; and on

H. B. 29, a bill to prevent attempts to burn dwelling houses and other houses.

Mr. Carter of Buncombe, from the same committee, reported favorably on

H. B. 35, a bill to return silver as a legal tender; and

Mr. Vaughan, from the same committee, reported favorably on

H. B. 27, a bill to amend chapter 17, section 343, I, of Battle's Revisal.

Mr. McLean, from the Committee on Claims, reported favorably on

H. R. 16, a resolution in favor of Ashe county.

The report from the Committee on Employees, under S. R. 17, was read and concurred in, and ordered to be sent to the Senate for the concurrence of that body.

INTRODUCTION OF RESOLUTIONS.

By Mr. Parish: A resolution of protest, which, on motion of Mr. Staples, was referred to a select committee of five to be appointed by the Speaker.

By Mr. Purnell: A resolution to furnish members of the House with correct copies of the Constitution as amended.

By Mr. Swaim: A resolution concerning the relations between the white and colored people of the State; and

By Mr. Johnson of Warren: A resolution of inquiry into the right of Geo. H. King to a seat in this House instead of Hawkins W. Carter; all of which were placed on the Calcadar; and

By Mr. Richardson: A resolution in reference to the Wilmington and Weldon Railroad. To calendar.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time, and referred or disposed of, as follows:

To the Committee on the Judiciary:

By Mr. Pinnix: A bill to amend Battle's Revisal in relation to jurors.

By Mr. Fox: A bill to regulate sheriffs' returns.

By Mr. Geffroy: A bill for the appointment of special tax collectors in certain cases.

By Mr. Graves: A bill to require the Chairman of the Board of Commissioners in the several counties to furnish statements of county expenses; and

By Mr. Moye: A bill to amend section 9, chapter 65, of Battle's Revisal.

To the Committee on Corporations:

By Mr. Austin: A bill to incorporate the town of Griffinville, in Union county.

To the Committee on Salaries and Fees:

By Mr. Hughes: A bill to amend chapter 105, section 23, of Battle's Revisal.

And the following were placed on the Calendar:

By Mr. Ransom: A bill for the relief of shad fishermen in Albemarle Sound; and

By Mr. Bledsoe: A bill concerning the public printing.

The Speaker announced the following appointments as the House branch of the Joint Committee on the State Debt: Messrs. McGehee, Moring, Carter of Hyde, Simpson, McCubbins, Haynes and Bagley.

And the following as the committee on the resolution introduced by Mr. Parish during this morning's session: Messrs. Staples, Parish, Pinnix, Purnell and Bagley.

Indefinite leave of absence was granted to Mr. Aycock, on account of sickness in his family.

Leave of absence was granted to Mr. Rose until Tuesday next.

To Mr. Duggan for five days.

To Mr. Johnson of Warren till Monday next, and to Mr. Terry for ten days.

THE UNFINISHED BUSINESS

of yesterday was taken up, and

H. R. 23, a resolution in favor of J. S. Wilcox, was put on its third reading.

An amendment offered by Mr. Richardson was accepted, and the question was put on the passage of the resolution as amended; and it passed and was ordered to be engrossed and sent to the Senate.

On motion, the vote by which the resolution passed its

third reading was reconsidered and that motion laid on the table, and the resolution was then engrossed, and a message sent to the Senate transmitting the same.

THE CALENDAR.

H. B. 62, a bill to repeal all that part of chapter 195, Laws of 1874-'5, which refer to Edgecombe county, was put on its second reading and passed; and, on motion of Mr. Duggan, was put on third reading, passed and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Moring, the resolution introduced by him yesterday, H. R. 22, to raise a House branch of the Joint Committee on County Government, was taken up; and the Speaker announced the following gentlemen as composing the House branch of said committee: Messrs. Graves, McIver, McGehee, Ransom, Moring, Shackelford, Baxter, Carter of Hyde, Rowland, Russell, Clarke of Craven and Reynolds.

The Calendar was resumed, and S. B. 37, H. B. 79, a bill to repeal chapter 79 of the Laws of 1871–'2, being an act to change Sampson county from the 4th to the 5th Judicial District, was taken up and put on its second reading, and passed; and without objection went to its third reading, and passed, and was ordered to be enrolled for ratification.

A message was received from the Senate informing the House that the Senate had adopted a resolution that when the General Assembly adjourns to-day, it adjourn to meet on Friday morning, December 1st, at 11 o'clock, and asking the concurrence of the House therein.

The question was on concurrence, and the House concurred, and a message was sent to the Senate informing that body thereof.

A message was received from the Senate transmitting S.

R. 70, a resolution in regard to employees, and asking concurrence of the House therein.

The resolution was read and referred to the Committee on Finance. But on motion of Mr. Staples, was put on its immediate passage and was adopted, and ordered to be enrolled for ratification.

Mr. Bledsoe moved that the petition introduced by him this morning, together with the bill concerning the public printing, be referred to the Committee on Finance.

Mr. Carter of Buncombe moved to amend by referring it to the Committee on Printing; and, a division being had on that motion, it was adopted by a vote of 60 ayes and 31 nays.

A message was received from the Senate, announcing to the House that, at the hour of 12 to-day, the Senate would proceed in a body to the Hall of the House of Representatives, for the purpose of comparing and declaring the result of the election for a United States Senator, which was held yesterday by the General Assembly.

At the hour of 12, the Senate entered the Hall of the House, and were received with the customary formalities.

The President of the Senate then read the acts of Congress regulating the manner and form of conducting and declaring the election of Senators.

The Secretary of the Senate and the Principal Clerk of the House then read so much of their respective Journals as referred to the election of a United States Senator.

Certain corrections in the ballot of the House were allowed to be made, and entered upon the Journal.

The result of the joint ballot was then announced, and the President of the Senate then said that Matt. W. Ransom, having received a majority of the votes cast, was declared duly elected by the General Assembly to a seat in the United States Senate, for six years, beginning on the 4th day of March, A. D. 1877.

The two Houses then went into

JOINT SESSION,

To complete the count for State officers, and declare the result thereof. The count having been completed, the Speaker of the House declared that, at an election held on the 7th day of November, A. D. 1876, Zebulon B. Vance received 123,265 votes for Governor, and Thomas Settle 110,256 votes; and Zebulon B. Vance having received a majority of the votes cast, was duly elected Governor of North Carolina for four years, beginning on the 1st day of January. 1877, and is hereby declared Governor of the State for the time aforesaid. That Thomas J. Jarvis received 123,863 votes for Lieutenant Governor, and William A. Smith 109,-580 votes; and that Thomas J. Jarvis having received a majority of the votes cast, is hereby declared Lieutenant Governor of North Carolina for four years, beginning on the 1st day of January, A. D. 1877. That Jos. A. Engelhard received 124,010 votes for Secretary of State, and Jonathan W. Albertson received 108,914 votes; and Joseph A. Engelhard having received a majority of the votes cast, is hereby declared Secretary of State for the State of North Carolina for four years, beginning on the 1st day of January, A. D. 1877. That Sam'l L. Love received 122,963 votes for Auditor, and John Reilly 109,794 votes; and that Sam'l L. Love having received a majority of the votes east, is hereby declared Auditor of the State of North Carolina for four years, beginning on the 1st day of January, A. D. 1877. That John M. Worth received 123,936 votes for Treasurer, and Wm. H. Wheeler received 109,225 votes; and that John M. Worth having received a majority of the votes cast, is herely declared Treasurer of the State of North Carolina for four years, beginning on the 1st day of January, A. D. 1877. That John C. Scarborough received 123,860 votes for Superintendent of Public Instruction, and that John C. Carson received 108,123 votes; and that John C. Scarborough having received a majority of the votes cast, is hereby declared Superintendent of Public Instruction for the State of North Carolina for four years, beginning on the 1st day of January, A. D. 1877. And that Thomas S. Kenan received 123,608 votes for Attorney General, and Tazewell L. Hargrove received 109,384 votes; and that Thomas S. Kenan having received a majority of the votes cast, is hereby declared Attorney General of North Carolina, for four years beginning on the 1st day of January, A. D. 1877.

The joint session then adjourned, and the morning session of the House was resumed.

Mr. Shackelford, from the Committee on Engrossed Bills, reported that H. R. 22, a resolution to raise a Joint Committee on County Government, was correctly engrossed, and a message transmitting the same was sent to the Senate; and a message was sent to the Senate communicating to that body the names of the gentlemen composing the House branch of the Joint Committee on County Government.

The petition from the citizens of Barton's Creek Township, together with the bill introduced by Mr. Purnell, was, on his motion, referred to the Committee on Propositions and Grievances.

H. R. 16, a resolution in favor of Ashe county, was taken up and adopted, and ordered to be engrossed and sent to the Senate.

THE CALENDAR

was resumed, and H. B. 24, a bill to limit the power of State Solicitors, was put on its second reading, and, on motion, was laid on the table.

H. B. 73, a bill concerning the hiring out of convicts, in county jails, was put on its second reading, and was, on motion, laid on the table.

H. B. 27, a bill to amend chapter 17, sec. 343, Battle's Revisal, was put on its second reading and passed, and, without objection, went to its third reading, passed, and was ordered to be engrossed and transmitted to the Senate.

H. B. 30, a bill to repeal an act to amend chapter 64, Battle's Revisal, (Landlord and Tenant Act,) was taken up.

Mr. Pinnix moved to lay the bill on the table, and on that motion Mr. Bagley called the ayes and nays. The call was sustained, and the bill was tabled by the following vote:

Affirmative.—Messrs. Abbott, Ardrey, Austin, Aycock, Baxter, Beam, Bizzell, Braswell, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Council, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher. Gaither, Geffroy, Godwin, Graves, Gudger, Harriss, Hartsell, Henderson, Horton of Wilkes, Hughes, Jarvis, Kenan, Leach, M'Brayer, McCubbins, McGehee, McIver, McLean, McLure, McRae, Moring, Morris, Mosely, Moye, Parish, Peel, Pinnix, Powell, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Simmons, Singeltary, Simpson, Smith, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan, Wilson of Burke, Wilson of Transylvania, Winchester, Winslow and Yount—73.

Negative.—Messrs. Bagley, Bledsoe, Bryant, Bryson, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Crews, Davis of Haywood, Davis of Lenoir, Duggan, Ennis, Ewing, Harrison, Haynes, Hill, Johnson of Warren, Johnston of Washington, Lineback, Lloyd, Ormand, Purnell, Reynolds, Rogers, Spake, Terry, Todd of Wake, Ward of Chowan and Williamson—31.

On motion, the House adjourned until Friday morning, December 1st, at 11 o'clock.

TENTH DAY.

House of Representatives, Friday, Dec. 1, 1876.

The House met at 11 o'clock, Mr. Speaker Price in the chair; and was opened with prayer by the Rev. G. W. Spake, of the House.

The Journal was read, amended and approved.

Leave of absence was granted to Mr. Hill, on account of important private business.

Leave was granted to Mr. Staples until Monday next; to Mr. Williamson for the same time; to Mr. Moye till Wednesday, and to Mr. Melver from to-morrow until Tuesday next.

INTRODUCTION OF PETITIONS.

By Mr. Austin: A petition of citizens of Union county, asking for the prohibition of the sale of intoxicating liquors within two miles of Bethel M. E. Church, South, in the county of Union; which took its place on the table.

REPORTS OF COMMITTEES.

Mr. Staples, from the Committee on the Judiciary, made the following report:

On H. B. 48, a bill to amend sub-division 24, section 8, chapter 27, Battle's Revisal, respecting the maintenance of the poor, with a substitute; and recommending, with the adoption of the substitute, that the bill do pass. On

S. B. 23 (H. B. 78), a bill to provide for the preservation of the returns of the votes for Governor, Lieutenant-Governor, and other officers, &c., with the recommendation that it do pass. Unfavorably on

H. B. 82, a bill in regard to the sheriffs' returns. Unfavorably on

H. B. 45, a bill prescribing a legal day's work. Unfavorably on

H. R. 10, a resolution in regard to Battle's Revisal.

H. B. 56, a bill to amend chapter 45, section 40 of Battle's Revisal. On

H. B. 57, a bill to amend sections 9 and 10, chapter 65 of Battle's Revisal. On

H. B. 82, a bill to regulate sheriffs' returns. On

H. B. 76, a bill to amend chapter 9, section 1 of Battle's Revisal. On

H. B. 87, a bill to amend section 9, chapter 65 of Battle's Revisal. And on

H. B. 58, a bill to amend section 2, chapter 18 of Battle's Revisal (Summons), and submit a substitute; and recommend that, with the adoption of the substitute, the bill do pass. On

H. B. 59, a bill to suppress riots in political campaigns, with a recommendation that it be referred to the Committee on Propositions and Grievances.

Mr. Cobb, from the same committee, reported on

H. B. 13, a bill to prevent malicious injury to personal property, with the recommendation that the bill do pass.

Mr. Gudger, from the Committee on Propositions and Grievances, reported favorably on

H. B. 69, a bill to require sheriffs to furnish statements of prisoners confined under sentence. And on

S. B. 15 (H. B. 65), a bill for the relief of F. J. Satchwell, sheriff of Beaufort county.

Mr. Shackelford, from the Committee on Engrossed Bills, reported the following as correctly engrossed:

H. B. 27, a bill to amend chapter 17, section 343 of Battle's Revisal.

H. B. 62, a bill to repeal all that part of chapter 195, Laws of 1874-'75, as relates to Edgecombe county. And

H. R. 16, a resolution in favor of Ashe county.

Mr.. Henderson, from the Committee on Corporations, reported favorably on

H. B. 77; a bill for the incorporation of co-operative, building, mutual-loan and savings-fund institutions. And

S. B. 5 (H. B. 80), a bill to amend an act to incorporate the Dan River Navigation Company.

Mr. Wilson of Burke, from the Committee on Salaries and Fees, reported favorably on

H. B. 86, a bill to amend section 23 of chapter 105 of Battle's Revisal.

INTRODUCTION OF RESOLUTIONS.

By Mr. Vaughan: A resolution instructing the Senators and Representatives from the State of North Carolina; and

By Mr. Richardson: A resolution of instruction to the State Geologist; both of which were placed upon the Calendar.

INTRODUCTION OF BILLS.

The following were introduced, read the first time and referred or disposed of, as follows:

To the Committee on the Judiciary:

By Mr. Harriss: A bill for the relief of R. J. Harris, sheriff of Cabarrus county.

By Mr. Swaim: A bill concerning rangers; and

By Mr. McLean: A bill for the taking of depositions in criminal cases.

To the Committee on Propositions and Grievances:

By Mr. Davis of Haywood: A bill to amend chapter 32, section 116, of Battle's Revisal.

By Mr. Austin: A bill to prevent the sale of intoxicating liquors within two miles of Bethel M. E. Church, South, in Union county.

By Mr. Moring: A bill to amend chapter 37, Battle's Revisal, being the chapter entitled "Divorce and Alimony." And

By Mr. Rowland: A bill to prevent the sale of spirituous liquors within two and one-half miles of New Hope Church, in Robeson county.

To the Committee on Public Printing:

By Mr. Lineback: A bill to amend chapter 97 of Battle's Revisal, on "Public Printing."

To the Committee on Internal Improvements:

By Mr. Cooper: A bill for the speedy completion of the Georgia and North Carolina Railroad.

To the Committee on Cities, Towns, Counties and Townships:

By Mr. Moye: A bill to create three new townships in the county of Lenoir, and for other purposes.

To the Committee on Finance:

By Mr. Fulcher: A bill to extend the time of the sheriff of Dare county to settle with the State Treasurer.

The Speaker announced the following gentlemen as the House branch of the Joint Committee on the Revised Constitution: Messrs. Henderson, Graves, Vaughan, Harris and Purnell.

THE CALENDAR

Was taken up and

H. B. 12, a bill to amend Battle's Revisal, chapter 32, section 136, was put on its second reading, and, on motion of Mr. Todd, was recommitted to the Committee on the Judiciary.

H. B. 35, a bill to restore silver as a legal tender, was put on its second reading.

Mr. Henderson moved that the bill be printed and made the special order for Tuesday next, at 12 o'clock M., and it was so ordered by the House.

By leave, Mr. McGehee introduced a bill to settle the ridings of the several judicial districts of the State among the Judges of the Superior Courts, and the bill was referred to the Committee on the Judiciary.

H. B. 88, a bill for the relief of the shad fishermen of Albemarle Sound, was taken up on its second reading, and, on motion of Mr. Carter of Buncombe, was referred to the Committee on Propositions and Grievances.

H. R. 26, a resolution concerning the relations between the white and colored races of the State, was put on its second reading.

Mr. Bagley moved that it be indefinitely postponed, and on that motion demanded the ayes and nays. The call was sustained and the House refused to postpone by the following vote:

Affirmative—Messrs. Bagley, Bizzell, Bledsoe, Bryant, Bunn, Cale, Cary, Clarke of Craven, Crews, Davis of Lenoir, Ewing, Haynes, Hood, Johnston of Washington, Lineback, Lloyd, Ormond, Purnell, Reynolds, Rogers, Simmons, Todd of Wake and Ward of Chowan—23.

Negative.—Messrs. Abbott, Ardrey, Austin, Baxter, Beam, Braswell, Brown, Carter of Buncombe, Carter of Hyde, Carter of Warren, Clark of Bladen, Cooper, Council, Davis of Haywood, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geffroy, Godwin, Graves, Harriss, Hartsell, Henderson, Horton of Wilkes, Houk, Hughes, Jarvis, McBrayer, McGehee, McIver, McLean, McClure, McRae, Moring, Morris, Moseley, Moye, Parish, Peel, Pinnix, Powell, Ransom, Richardson, Roberts, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Singeltary Simpson, Smith, Spake, Stephenson,

Swaim, Todd of Ashe, Vaughan, Wilson of Burke, Wilson of Transylvania, Winchester, Winslow, Worth and Yount —69.

And, on motion, the resolution was referred to the Committee on Propositions and Grievanees.

By consent, Mr. Bagley introduced a resolution of inquiry

into the paupers of Jones county.

Mr. Bagley moved that the rules be suspended, and the resolution put on its adoption, and on that motion demanded the ayes and nays.

The call was sustained, and the House refused to suspend

the rules by the following vote:

Affirmative—Messrs. Allen, Bagley, Bledsoe, Brown, Bryant, Bunn, Cale, Cary, Clarke of Craven, Crews, Davis of Lenoir, Dunlap, Ewing, Harrison, Haynes, Hood, Horton of Wilkes, Johnston of Washington, Lineback, Lloyd, Moye, Ormond, Purnell, Ransom, Reynolds, Rogers, Simmons, Todd of Wake and Ward of Chowan—29.

Negative.—Messrs. Abbott, Ardrey, Baxter, Beam, Bizzell, Braswell, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cooper, Council, Davis of Haywood, Dillard, Fagan, Fennell, Fox, Fulcher, Gaither, Geffroy, Godwin, Graves, Harris, Hartsell, Henderson, Houk, Jarvis, McBrayer, McGehee, McIver, McLean, McClure, McRae, Moring, Morris, Moseley, Parish, Peel, Pinnix, Powell, Richardson, Roberts, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Spake, Stephenson, Swaim, Todd of Ashe, Vaughan, Wilson of Burke, Wilson of Transylvania, Winchester, Winslow and Yount—61.

And the resolution was placed on the Calendar.

THE CALENDAR

was resumed, and H. B. 86, a bill to amend section 23, of chapter 105, of Battle's Revisal, was put on its second read-

ing and passed, and, on motion, was then recommitted to the Committee on the Judiciary.

By consent of the House, Mr. Shotwell introduced a resolution of inquiry concerning the Executive Mansion, which was referred to the Committee on Public Buildings and Grounds.

By consent, Mr. McLean introduced a resolution, that the Committee on Internal Improvements be instructed to inquire into the State's interest in the Cape Fear and Deep River Navigation Company, and the rules being suspended, the question was put on the adoption of the resolution, and it prevailed.

THE CALENDAR

was resumed, and H. B. 80, S. B. 5, a bill to amend an act entitled An Act to incorporate the Dan River Navigation Company, was put on its second reading.

Mr. Vaughan moved to postpone to Wednesday next, with an order to print, but withdrew the motion; and on motion of Mr. McGehee, the bill was referred to the Committee on the Judiciary.

H. B. 60, a bill to require the sheriffs of the several counties of the State to furnish the number of persons confined and under sentence, the bill having passed its second reading and been reconsidered, and reported back this day from the Committee on Corporations, was, on motion, referred to the Committee on the Judiciary.

H. B. 57, a bill to amend section 9, chapter 65, Battle's Revisal, was put on its second reading.

Mr. Pinnix moved to lay the bill on the table, and on that motion Mr. Bagley demanded the ayes and nays.

Mr. Pinnix, by leave, withdrew the motion to table, and the bill was, on motion, recommitted to the Committee on the Judiciary. A message was received from the Senate informing the House that the Senate had passed S. B. 34, a bill to amend chapter 237, of the laws of 1874–'5.

The bill was read the first time and referred to the Committee on the Judiciary.

THE CALENDAR

Was resumed, and

S. B. 15, (H. B. 65) a bill for the relief of F. J. Satchwell, was put on its second reading and passed, and the rules being suspended, it was put on its third reading and passed, and was ordered to be enrolled for ratification.

H. B. 59, a bill to suppress riots in political campaigns, was taken up, and on motion of Mr. Moring, was referred to the Committee on Propositions and Grievances.

H. B. 76, a bill to amend section 2, chapter 18, of Battle's Revisal, reported back by the Committee on the Judiciary, with a substitute, was put on its second reading.

The question was on the adoption of the substitute.

The substitute was adopted and takes its place on the Calendar as H. B. 104. The question was then on the passage of the bill, as substituted, on its second reading, and there being no objection, the bill was put on its third reading and passed, and was ordered to be engrossed and sent to the Senate.

H. B. 56, a bill to amend chapter 45, section 40, of Battle's Revisal, was, on motion of Mr. McIver, referred to the Committee on the Judiciary.

H. B. 57, a bill to amend sections 9 and 10, chapter 65, of Battle's Revisal, was, on motion of Mr. Pinnix, recommitted to the Committee on the Judiciary.

H. B. 82, a bill to regulate sheriffs' returns, was, on motion of Mr. Richardson, laid on the table.

S. B. 23, (H. B. 78) a bill to provide for the preservation

of the refurns for Governor and other officers, was put on its several readings and passed, and was ordered to be enrolled for ratification.

H. R. 10, a resolution relating to Battle's Revisal, was, on motion of Mr. Richardson, indefinitely postponed.

H. B. 45, a bill prescribing a legal day's work, was, on motion of Mr. Parish, laid on the table.

H. B. 13, a bill to prevent malicious injury to personal property, was, on motion of Mr. Moring, postponed and made the special order for Tuesday next at 1 o'clock, P. M.

A motion to adjourn at 10 o'clock to-morrow morning was lost. And a motion to adjourn till 11 o'clock was carried, and the House adjourned till to-morrow morning at 11 o'clock.

ELEVENTH DAY.

House of Representatives, Saturday, Dec. 2, 1876.

The House met at 11 o'clock, Mr. Moring in the chair, and was opened with prayer by the Rev. Dr. Pritchard, of this city.

The reading of the Journal was, on motion of Mr. Richardson, dispensed with.

INTRODUCTION OF RESOLUTIONS.

By Mr. Spake: A resolution on adjournment, which was placed on the Calendar.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time and referred as follows:

By Mr. Bryan: A bill for the general relief of sheriffs and tax collectors. To the Committee on the Judiciary.

By Mr. Purnell: A bill to authorize cities of 5,000 inhabitants and upwards to levy a special tax for the support of graded public schools. To the Committee on Education.

By Mr. McClure: A bill to remove road exemptions in the county of Clay. To the Committee on Railroads, Postroads, &c. And

By Mr. Fagan: A bill to allow sheriffs of Martin county to collect arrears of taxes for 1874-75.

By consent, Mr. McRae introduced a resolution in reference to the internal revenue laws of the United States.

Mr. Shackelford, from the Committee on Engrossed Bills, reported that:

H. B. 104, a substitute for H. B. 58, a bill to annul section 2, chapter 18 of Battle's Revisal, had been correctly engrossed; and it was ordered to be sent to the Senate for concurrence; and a message was sent to that body transmitting the same.

Leave of absence was granted to Mr. Winslow until Monday; to Mr. Leach until Monday; to Mr. McIver for five days from and after to-day; to Mr. Hartsell and Mr. Peel, until Monday evening next; to Mr. Clarke of Craven, until Tuesday next; and indefinite leave for Mr. Hughes, on account of sickness; and indefinite leave to Mr. Davis of Lenoir, on account of sickness in his family.

THE CALENDAR

Was taken up, and

H. B. 77, a bill to incorporate co-operative, loan and building associations, &c., was taken up on its second reading.

On motion of Mr. Carter of Buncombe, further immediate action on the bill was postponed; and it was ordered to be printed, and laid on the desks of the members of the House.

The rules were suspended to take up the resolution, introduced during this morning's session, on adjournment, by Mr. Spake; and the resolution was put on its several readings and passed; and was ordered to be sent to the Senate without engrossment.

Mr. Gudger moved that the vote by which the resolution was adopted be reconsidered and that motion laid upon the table. The motion prevailed and the resolution was then transmitted to the Senate for concurrence.

THE CALENDAR

Was resumed, and

H. B. 29, a bill to prevent attempts to burn dwelling houses and other houses, was, on motion of Mr. Vaughan, postponed and made the special order for Thursday next at 12 o'clock.

H. R. 31, a resolution of instruction to the Senators and Representatives in the Congress of the United States from North Carolina, was taken up and passed its second reading.

Upon going to a third reading, Mr. Houck moved it be indefinitely postponed. The question was put on that motion and was lost, and the resolution was passed and ordered to be engrossed and sent to the Senate for concurrence.

H. R. 30, a resolution of inquiry in relation to the paupers of Jones county, was taken up.

Mr. Graves moved that the resolution be indefinitely postponed.

Mr. Davis of Haywood moved to lay it on the table, and on that motion Mr. Bagley demanded the ayes and nays.

The call was sustained and the resolution was tabled by the following vote:

Affirmative.—Messrs. Abbott, Ardrey, Austin, Baxter, Beam, Bizzell, Braswell, Brown, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geffroy, Godwin, Graves, Gudger, Harris, Hartsell, Henderson, Horton of Wilkes, Houk, Jarvis, M'Brayer, McGehee, McLean, McClure, McRae, Moring, Morris, Moseley, Parish, Peel, Richardson, Roberts, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Singeltary, Simpson, Smith, Spake, Stephenson, Swaim, Todd of Ashe, Wilson of Burke, Winchester, Worth and Yount—61.

Negative.—Messrs. Bagley, Bledsoe, Bryan, Bunn, Cale, Cary, Clarke of Craven, Crews, Davis of Lenoir, Ewing, Haynes, Hood, Johnston of Washington, Lineback, Lloyd, Ormond, Purnell, Reynolds, Rogers, Simmons, Ward of Chowan, White and Wilson of Transylvania—23.

Mr. Purnell, from the Committee on Enrolled Bills, reported that a resolution in favor of employees of the General Assembly; a resolution in regard to the public debt, and a resolution in favor of J. S. Wilcox, had been correctly enrolled and they await the ratification of the Speaker of this House.

THE CALENDAR

was resumed, and H. R. 32, a resolution of instruction to the State Geologist, was put on its second reading.

Mr. Singeltary moved its reference to the Committee on Agriculture, &c.

The question was put on the reference, and lost; and the resolution was then adopted.

A petition from certain citizens of Union county, praying for the prohibition of the sale of intoxicating liquors within two miles of Bethel M. E. Church, South, in the county of Union, introduced by Mr. Austin, was, on motion, referred to the Committee on Propositions and Grievances.

And on motion of Mr. Carter of Hyde, the House adjourned until 10 o'clock Monday morning.

TWELFTH DAY.

House of Representatives, Monday, Dec. 4, 1876.

The House met at 10 o'clock, Mr. Moring in the Chair, Speaker Price being detained by sickness from attendance on the House.

INTRODUCTION OF PETITIONS.

By Mr. Richardson: A petition from citizens of Columbus county, requesting the Legislature to pass a law prohibiting the sale of intoxicating liquors within two and a half miles of Piney Forest church; and the petition was placed on the Calendar.

REPORTS OF COMMITTEES.

Mr. McGehee, from the Committee on Finance, reported favorably on the following bill and resolutions: On

H. B. 93, a bill to extend the time of the sheriff of Dare to settle with the State Treasurer. On

H. R. 28, a resolution in reference to the Wilmington and Weldon Railroad. And on

H. R. 11, a resolution for the relief of Camden county for the maintenance of a lunatic for the year 1875.

Mr. Gudger, from the Committee on Propositions and Grievances, report favorably on

H. B. 96, a bill to amend chapter 37, Battle's Revisal, being the chapter entitled "Divorce and Alimony." And unfavorably on

H. B. 59, a bill to suppress riots in political campaigns.

Mr. Shackelford, from the Committee on Engrossed Bills, reported that:

H. R. 31, a resolution of instruction to the Senators and members of the House of Representatives in the Congress of the United States from North Carolina, had been correctly engrossed; and a message was sent to the Senate transmitting the same for the concurrence of that body.

INTRODUCTION OF RESOLUTIONS.

By Mr. Carter of Hyde: A resolution of instruction to the Judiciary Committee, respecting cumulative suffrage; and it was placed on the calendar.

INTRODUCTION OF BILLS.

By Mr. Todd of Ashe: A bill to repeal sections 15, 16 and 17, of Battle's Revisal; which was referred to the Committee on Propositions and Grievances.

Leave of absence was granted to Mr. McGehee for four days from and after to-morrow; and to Mr. Ryals until Monday next.

Mr. Lloyd rose to a question of personal privilege in regard to the publication of an amendment offered by him, in the *Observer* newspaper.

Mr. Scott rose to a question of personal privilege in relation to the action of the House on the resolution offered by Mr. Bagley concerning the Jones county paupers.

THE CALENDAR

was taken up, and

H. R. 35, a resolution in reference to the Internal Revenue laws of the United States, was put on its several readings, adopted and was ordered to be engrossed and sent to the Senate for concurrence.

H. B. 96, a bill to amend chapter 37 of Battle's Revisal, being the chapter entitled "Divorce and Alimony," was taken up on its second reading, and, on motion, was referred to the Committee on the Judiciary, with the order to be printed.

H. B. 59, a bill to suppress riots at elections, was, on motion of Mr. Richardson, laid on the table.

H. R. 28, a resolution in reference to the W. & W. R. R., was put on its several readings, passed and was ordered to be engrossed and sent to the Senate for concurrence.

H. B. 93, a bill to allow the sheriff of Dare county further time to settle with the State Treasurer, was put on its second reading and passed, and without objection, went to its third reading.

Mr. Geffroy offered an amendment that the bill include the name of John D. Davis, sheriff of Carteret; and the amendment was adopted.

On motion of Mr. McLean, the bill was referred to the Committee on the Judiciary.

Mr. Moring moved to reconsider the vote by which H. B. 96 was referred to the Judiciary Committee, with order to print. The motion prevailed, and the bill was again put upon its second reading.

Mr. McGehee moved to postpone the present consideration

of the bill, and make it the special order for Saturday, December 9th, at 12 o'clock; and the motion was agreed to.

A message was received from the Senate transmitting:

Engrossed amendments to H. B. 46, a bill to prohibit the sale of spirituous liquors near Jerusalem and certain other churches in the county of Davie.

- S. R. 71, a resolution in relation to the printing of the amended Constitution.
- S. R. 64, a resolution of instruction to the Committee on Public Buildings and Grounds; and
- S. R. 83, a resolution of instruction to Senators and Representatives in Congress from North Carolina.

Resolutions 71, 64 and 83 were placed on the Calendar.

The question was put upon the concurrence of the House in the amendments of the Senate to H. B. 46. The amendments were concurred in, and the bill was ordered to be enrolled for ratification; and a message was sent to the Senate informing it of the action of the House.

S. R. 83 was put on its passage, and passed its several readings and was ordered to be enrolled for ratification.

H. R. 36, a resolution in regard to cumulative suffrage, was taken from the Calendar, put upon its passage and adepted.

- S. B. 64 was put on its passage and passed, and was ordered to be enrolled for ratification.
- S. R. 71, a resolution in relation to the printing of the amended Constitution, was, on motion of Mr. Purnell, laid on the table.

Mr. Winchester was announced as detained from attendance on the House by sickness.

On motion of Mr. Johnston of Washington, the House adjourned until to-morrow at 11 o'clock.

THIRTEENTH DAY.

House of Representatives, Tuesday, Dec. 5, 1876.

The House was called to order at 10 o'clock, by Mr. Speaker Price, and was opened with prayer by the Rev. Dr. Marshall, of the city.

REPORTS OF COMMITTEES.

Mr. McLean, from the Committee on Claims, reported favorably on:

H. B., 72, a bill to indemnify Gates county, for the support of certain lunatics. And on

H. R. 11, a resolution for the relief of Camden county, for the support of a lunatic for the year 1875.

The following bills, resolutions and amendments, reported as correctly engrossed by Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

H. R. 28, resolution in reference to the Wilmington and Weldon Railroad Company.

H. R. 35, resolution in reference to the internal revenue laws of the United States.

Mr. Wilson of Burke, from the Committee on Finance, reported unfavorably on

H. B. 19, a bill to amend chapter 128, Laws of 1874-'75. And on

H. B. 60, a bill concerning the entries of public lands, with the recommendation that it be referred to the Committee on the Judiciary; and it was so referred.

Mr. Cobb, from the Committee on Enrolled Bills, reported that they have examined the following bills, and find them correct; and they were ratified by the Speaker of this House:

H. R. 34 (S. R. 87), rosolution on adjournment.

H. B. 20 (S. B. 55), an act to be entitled An act to prevent throwing or shooting into railroad cars.

H. B. 65 (S. B. 15), an act to be entitled An act for the relief of F. J. Satchwell, sheriff of Beaufort county.

INTRODUCTION OF RESOLUTIONS.

By Mr. Gudger: A resolution relating to printing the amendments to the Constitution, which was placed on the Calendar.

By Mr. Spake: A resolution in relation to the Western North Carolina Railroad; which was placed on the Calendar. And,

By Mr. Staples: A resolution in regard to the inauguration of Governor Vance, which was placed on the Calendar.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time and referred as follows:

To the Judiciary Committee:

By Mr. Cobb: A bill to prevent and punish kidnapping. To the Committee on Propositions and Grievances:

By Mr. Fulcher: A bill to amend chapter 87, section 40, of Battle's Revisal. And

By Fulcher: A bill to amend chapter 83, section 4 of Battle's Revisal.

To the Committee on Cities, Towns, Counties, &c.:

By Mr. McIver: A bill to incorporate the town of Cameron, in the county of Moore; and

By Mr. Rowland: A bill to incorporate the town of Laurenburg, in the county of Richmond.

To the Committee on Rail Roads, Post Roads, &c.:

By Mr. Wilson of Burke: A bill to provide for the con-

struction of certain roads in Burke, McDowell, Mitchell, Yancey and Caldwell counties; and

By Mr. Cobb: A bill to amend chapter 77, section 1, of Battle's Revisal, which was placed on the Calendar.

The morning hour having expired,

On motion of Mr. Staples, the resolution introduced by him during the morning session, in relation to the inauguration of Gov. Vance, was taken up and put on its several readings and was adopted, and ordered to be sent to the Senate without engrossment.

A petition from certain citizens of Columbus county was taken up, and referred to the Committee on Propositions and Grievances.

Mr. Gudger moved that the resolution introduced by him during this morning's session, in relation to printing the amendments to the Constitution, be taken up and adopted. The motion prevailed, and the resolution was ordered to be sent to the Senate without engrossment.

On motion of Mr. Henderson, the use of the Hall was granted to the Hon. K. P. Battle, President of the University, on Wednesday evening, for the purpose of addressing the members of the General Assembly on the subject of the relation of the University to the Agriculture of the State.

The resolution introduced by Mr. Spake during this morning's session, in reference to the W. N. C. R. R., was taken up on his motion and adopted, and was ordered to be sent to the Senate without engrossment.

By consent, Mr. Gudger introduced a bill to be entitled An act in regard to usury, and it was placed on the Calendar.

A message was received from the Senate informing the House that the Senate had concurred in H. R. 40, in relation to the inauguration of Gov. Vance, and had appointed Messrs. Stickney and Troy as the Senate branch of said committee.

A message was received from the Senate informing the House that the Senate had refused to concur in H. B. 62, to repeal all that part of chapter 195, Laws of 1874–'5, which refer to Edgecombe county.

A message was received from the Senate informing the House that the Senate had concurred in H. B. 27, a bill to amend chapter 17, section 343, of Battle's Revisal, and had ordered the same to be enrolled.

A message was received from the Senate transmitting

- S. B. 50, a bill to make Cashie river a lawful fence.
- S. R. 51, a resolution to raise a Committee on State Debt.
- S. B. 68, a bill supplemental to An act to lay off the new county of Pamlico.
- S. R. 91, a resolution of instruction to the Joint Committee on Penal Institutions.
- S. B. 29, a bill to amend section 402, chapter 17, of Battle's Revisal.
- S. B. 65, a bill to amend an act in relation to changing the gauge of railroads; and
- S. B. 22, a bill for the relief of purchasers of certain lands in Clay county.

They were read the first time and referred, as follows:

- S. B. 91, was placed on the Calendar.
- S. B. 68, to the Committee on Cities, Towns, Counties, &c.
- S. B. 65, to the Committee on Rail Roads, Post Roads, &c.
- S. B. 22, to the Committee on Propositions and Grievances.
 - S. B. 50, to the same Committee.
 - S. B. 29, to the Committee on the Judiciary; and
 - S. R. 51, was placed on the Calendar.

On motion of Mr. Gudger,

S. R. 91, a resolution of instruction to the Committee on Penal Institutions, was taken up and put on its adoption.

Mr. Graves moved to amend by striking out the preamble.

The question was put upon the adoption of the amendment, and on a division it prevailed by a vote of 54 ayes and 29 nays.

The question was then put on the adoption of the resolution, as amended, and the resolution was adopted, and a message scnt to the Senate transmitting the same, and asking the concurrence of that body in the amendment.

By consent, Mr. Rose introduced a bill to amend section 2, chapter 40, of Battle's Revisal, which was referred to the Committee on the Judiciary.

By consent, Mr. Singeltary introduced a resolution to provide for the revision of Battle's Revisal, to include all Laws passed by the General Assembly, which was placed on the Calendar.

By consent, Mr. Staples introduced a resolution of inquiry concerning banks, which was put on its passage, and adopted.

The hour for the

SPECIAL ORDER

Having arrived, being

H. B. 35, a bill to restore silver as a legal tender. This bill was put on its second reading and passed. The rules were suspended and the bill was put on its third reading. Mr. Cooper demanded the ayes and nays. The call was not sustained and the bill passed its third reading, and was ordered to be engrossed and sent to the Senate for concurrence.

Mr. Gudger moved to take up a bill introduced by himself this morning in regard to the usury laws, and the motion did not prevail.

THE SECOND SPECIAL ORDER,

Being H. B. 13, a bill to prevent malicious injury to per-

sonal property, was put on its second reading, and without objection went to its third reading and passed, and was ordered to be engrossed and sent to the Senate for the concurrence of that body.

Mr. Moring moved that the

THIRD SPECIAL ORDER,

Being H. B. 103, a substitute for H. B. 48, a bill to amend sub-division 24, section 8, chapter 27, Battle's Revisal, respecting the maintenance of the poor, be taken up before the hour fixed in the order. The motion prevailed, and the bill was put on its second reading. Mr. Staples demanded the ayes and nays on its passage, and the call was sustained.

Mr. Bagley offered the following amendment:

Amend so as to strike out the words "white" and "colored" wherever they occur, and strike out the words "to any person," and the words "to any colored person wherever they appear.

Mr. Bledsoe moved the bill be postponed till 12 o'clock Wednesday next and be printed, and the motion was lost.

The question was put on Mr. Bagley's amendment, and on a division it was lost.

Mr. Williamson sent forward the following amendment: "Provided, that no poor colored person shall be hired out or let out to any white person."

Mr. Staples moved to reconsider the vote by which the amendment of Mr. Bagley was lost, it appearing to the satisfaction of the Speaker that the call for the ayes and nays made by Mr. Bagley had not been heard by him, and the motion prevailed.

Mr. Staples called the previous question. The main question was then put on the amendment of Mr. Bagley, which was lost by the following vote:

Affirmative.-Messrs. Bagley, Bledsoe, Braswell, Bryant,

Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Crews, Ennis, Ewing, Haynes, Hood, Horton of Hertford, Johnson of Warren, Johnston of Washington, Lineback, Lloyd, Quinnerly, Reynolds, Rogers, Scott, Simmons, Todd of Wake, Ward of Chowan, Ward of Bertie, White, Williamson, and Wilson of New Hanover—30.

Negative.—Messrs. Allen, Abbott, Ardrey, Austin, Baxter, Beam, Bizzell, Brown, Bryson, Carter of Buncombe, Carter of Hvde, Clark of Bladen, Cobb, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geffroy, Godwin, Graves, Gudger, Harriss, Hartsell, Henderson, Horton of Wilkes, Kenan, King, Leach, M'Brayer, McCubbins, McIver, McLean, McClure, McRae, Moring, Morris, Moseley, Ormand, Parish, Peel, Pinnix, Powell, Richardson, Roberts, Rose, Rowland, Rush, Sams, Shackelford, Sharpe, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Todd of Ashe, Vaughan, Wilson of Burke, Wilson of Transylvania and Winslow—68.

The question was then put on the amendment of Mr. Williamson, and it was rejected by the following vote:

Affirmative.—Messrs, Allen, Bagley, Bledsoe, Braswell, Bryant, Bryson, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Crews, Ennis, Fagan, Geffroy, Graves, Haynes, Hood, Horton of Wilkes, Jarvis, Johnson of Warren, Johnston of Washington, Lineback, Lloyd, Ormand, Quinnerly, Reynolds, Rogers, Scott, Shackelford, Sharpe, Simmons, Simpson, Spake, Vaughan, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of New Hanover and Wilson of Transylvania—41.

Negative.—Messrs. Abbott, Ardrey, Austin, Baxter, Bizzell, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Ewing, Fennell, Fox, Fulcher, Gaither, Godwin, Gudger, Harriss, Hartsell, Henderson, Kenan, King, Leach, M'Brayer, McCubbins, McIver, MtLean, McClure, McRae,

Moring, Morris, Moseley, Parish, Peel, Pinnix, Powell, Richardson, Roberts, Rose, Rowland, Rush, Sams, Singeltary, Smith, Staples, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Wilson of Burke and Winslow—56.

Mr. Scott sent forward the following amendment:

"Provided, the bill shall not apply to white women that have colored children."

And the question was put on the amendment, and was lost.

The bill was then put on its second reading and passed by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Baxter, Beam, Bizzell, Brown, Bryant, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Ennis, Ewing, Fennell, Fox, Fulcher, Gaither, Geffroy, Godwin, Graves, Gudger, Harriss, Hartsell, Haynes, Henderson, Horton of Wilkes, Houck, Jarvis, Kenan, King, Leach, Lineback, M'Brayer, McCubbins, McIver, McLean, McClure, McRae, Moring, Morris, Moseley, Parish, Peel, Pinnix, Powell, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Sams, Scott, Shackelford, Sharpe, Singeltary, Simpson, Smith, Staples, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Vaughan, Wilson of Burke, Winslow and Worth—73.

Negative—Messrs. Bagley, Bledsoe, Braswell, Bunn, Cale, Cary, Clarke of Craven, Crews, Hood, Johnson of Warren, Johnston of Washington, Lloyd, Ormand, Reynolds, Rogers, Simmons, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of New Hanover and Wilson of Transylvania—22.

Mr. Staples moved that the bill be postponed until Friday next at 12 o'clock, and be printed; and it was so ordered by the House.

Mr. Carter of Buncombe introduced a resolution in favor of Josiah Turner, which was placed on the calendar; and,

On motion, the House adjourned until to-morrow at 11 o'clock.

FOURTEENTH DAY.

House of Representatives, Wednesday, Dec. 6, 1876.

The House met at 11 o'clock and was called to order by Mr. Speaker Price.

The Journal of yesterday was read and approved.

Mr. Harrison, Mr. Allen, and Mr. Carter of Warren asked leave to record their votes in the negative on H. B. 103, a bill to amend sub-division 24, section 8, chapter 27, Battle's Revisal, respecting the maintenance of the poor, they being absent from their seats yesterday when the vote was taken on the second reading of the bill; and Mr. Yount asked leave to record his vote in the affirmative on the same bill.

REPORTS OF COMMITTEES.

Mr. Staples from the Committee on the Judiciary, reportted unfavorably on the following bills:

S. B. 34, H. B. 102, a bill to amend chapter 237 of the Laws of 1874-'5;

On H. B. 56, a bill to amend chapter 45, section 40, Battle's Revisal; and

On H. B. 101, a bill providing for the taking of depositions in criminal cases.

Mr. Rose, from the same Committee, reported unfavorably on the following bills:

On H. B. 3, a bill for the relief of the sheriffs and taxcollectors of the State;

On H. B. 8, a bill to allow M. W. Doggett, late tax-collector of Cleaveland county, to collect arrears of taxes for the year 1875-'6;

On H. B. 47, a bill extending the time of A. G. Tweed, sheriff of Madison county, to settle with the State Treasurer;

On H. B. 33, a bill for the relief of John F. Frost, sheriff of Currituck county;

On H. B. 34, a bill for the relief of F. J. Satchwell, sheriff of Beaufort county;

On H. B. 32, a bill for the relief of J. H. Lanning, sheriff of Transylvania;

On H. B. 7, a bill for the relief of S. J. Shelton, sheriff of Haywood county;

On H. B. 28, a bill for the relief of the sheriff of Pitt county;

On H. B. 10, a bill for the relief of John M. Bateman, former sheriff of Washington county;

On H. B. 39, a bill for the relief of W. H. Gentry, sheriff of Stokes county; and

On H. B. 38, a bill for the relief of R. R. McCall, sheriff of Caldwell county.

Mr. Cobb from the same Committee, reported favorably On H. B. 12, a bill to amend Battle's Revisal, chapter 32, section 136.

Mr. Singeltary, from the Committee on Railroads, Post-Roads, &c., reported favorably

On H. B. 115, a bill for the construction of certain roads in Burke, McDowell, Mitchell, Yancey and Caldwell counties; and on

S. B. 65, H. B. 122, a bill in relation to changing the gauge of railroads, with an amendment, and recommending that, with the adoption of the amendment, the bill do pass.

Mr. Rose, from the Committee on Cities, Towns, Counties and Townships, reported favorably on

H. B. 113, a bill to incorporate the town of Cameron, in

the county of Moore.

Mr. Graves, from the Committee on the Judiciary, reported on

H. B. 16, a bill for the general relief of sheriffs and taxcollectors, with a substitute, and with the adoption of the substitute, recommended that the bill do pass.

Mr. Henderson, from the Committeee on Privileges and Elections, presented a majority report on

H. R. 9, a resolution of inquiry into the representations from the counties of New Hanover and Pender; and

Mr. Moring, from the same committee, made a minority report on the same resolution, submitting a resolution on the subject.

The resolution, with the reports, were ordered to be printed and made the special order for Monday next, at 12 o'clock.

The following bills, resolutions and amendments, reported as correctly engrossed by the Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

H. B. 13: A bill to be entitled an act to prevent malicious injury to personal property; and on

H. B. 36: A bill to be entitled an act to make gold and silver a legal tender.

INTRODUCTION OF RESOLUTIONS.

By Mr. Cooper: A resolution to require the President of the Western North Carolina Railroad Company to report progress of the collection of the claim against G. W. Swepson and M. S. Littlefield; which was placed on the calendar.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time and referred as follows:

To the Judiciary Committee:

By Mr. Vaughan: A bill prescribing the duties of the Clerk of the Supreme Court in certain cases; and

By Mr. Ewing: A bill to amend chapter 9 of Battle's Revisal.

To the Committee on Education:

By Mr. McRae: A bill to amend chapter 68, section 56, Common School Laws.

And the following was placed on the calendar:

By Mr. Parish: A bill to amend section 10, chapter 105, of Battle's Revisal.

Leave of absence was granted indefinitely to Mr. Austin, and to Mr. Spake and to Mr. Bryson.

On motion of Mr. Gudger, the House adjourned until tomorrow at 11 o'clock.

FIFTEENTH DAY.

House of Representatives, Thursday, Dec. 7, 1876.

The House was called to order at 11 o'clock, Mr. Speaker Price in the chair, and was opened with prayer by the Rev. Mr. Betts, of the county of Cabarrus.

The Journal of yesterday was read and approved.

REPORTS OF COMMITTEES.

Mr. Staples, from the Committee on the Judiciary, reported favorably on

S. B. 29, (H. B. 120), a bill to amend section 412 (a) chapter 17, Battle's Revisal.

And unfavorably on the following bills:

On H. B. 108, a bill to allow the sheriff of Martin county to collect arrears of taxes.

On H. B. 105, a bill for the general relief of sheriffs and tax collectors.

H. B. 93, a bill to extend the time of the sheriff of Dare to settle with the State Treasurer.

H. B. 90, a bill for the relief of R. J. Harriss, sheriff of Cabarrus county; and

On H. B. 32, bill for the better enforcement of the criminal laws of the State.

Mr. Bledsoe, from the same committee, reported favorably On S. B. 5, (H. B. 80,) a bill to amend an act entitled An act to incorporate the Dan River Navigation Company.

Mr. Gudger, from the Committee on Propositions and Grievances, reported

On H. B. 94, a bill to amend chapter 32, section 116, Battle's Revisal, with a substitute, and with the adoption of the substitute recommending that the bill do pass.

Mr. Rose, from the Committee on Counties, Cities, Towns, &c., reported favorably

On H. B. 111, a bill to amend chapter 87, section 40, of Battle's Revisal; and

On H. B. 112, a bill to amend chapter 83, section 4, of Battle's Revisal.

Mr. Roberts, from the Committee on Agriculture, reported unfavorably

On H. B. 44, a bill to fix the standard height of lawful fences in North Carolina at four feet instead of five feet.

Mr. Graves, from the Committee on the Judiciary, submitted a substitute for H. B. 69, a bill to require the sheriffs of the several counties to furnish a statement of prisoners confined under sentence; and H. B. 84, a bill to require the Chairman of the Boards of Commissioners of the several counties to furnish statements of county expenses, with a substitute embracing the principles of both bills, and with the adoption of the substitute, recommend that the bill do pass.

INTRODUCTION OF RESOLUTIONS.

By Mr. Roberts: A resolution in favor of John W. Heckstall.

By Mr. Wilson of Burke: A resolution to appoint a joint committee to visit the Western Asylum for the Insane. And,

By Mr. Bledsoe: A resolution in favor of Thomas Hampson. All of which were placed on the Calendar.

INTRODUCTION OF BILLS.

The following were introduced, read the first time and referred as follows:

By Mr. King: A bill in regard to publishing county exhibits, amending chapter 27, section 13 of Battle's Revisal. To the Committee on the Judiciary.

By Mr. Cooper: A bill to require the Secretary of State to perfect grants by the insertion of the tract of land for which issued, and empowering registers of deeds, &c. To the Committee on Propositions and Grievances. And

By Mr. Duggan: A bill to be entitled An act to incorporate Lenoah Lodge, No. 235, Independent Order B'nai B'rith (I. O. B. B.), of Tarboro, Edgecombe county.

On motion of Mr. Roberts, the resolution introduced by

him during this morning's session, in favor of John W. Heckstall, was taken up, and was put on its second reading and passed; and, without objection, went to a third reading.

Mr. Moring sent forward the following amendment:

"And that the register of deeds of Bertie county forward to the Auditor an abstract of the unlisted taxables of said county, to the end that judgment may be taken by the clerk against F. W. Bell, sheriff of Bertie county, for any default on his part."

The amendment was adopted, and the resolution so amended passed its third reading, and was ordered to be engrossed and sent to the Senate for concurrence.

Mr. Moring moved to reconsider the vote by which the resolution passed its third reading, and to lay that motion on the table, and the motion prevailed.

On motion of Mr. Singeltary,

S. B. 65 (H. B. 122), a bill to amend an act in relation to changing the gauge of railroads, was taken up on its second reading. The amendment proposed by the Committee was adopted, and the bill so amended passed its second reading, and, without objection, went to its third reading and passed, and was ordered to be sent to the Senate, with the engrossed amendments, for the concurrence of that body.

On motion of Mr. McIver,

H. B. 113, a bill to incorporate the town of Cameron, in the county of Moore, was taken up on its second reading. The amendment of the committee was concurred in and the bill passed: and was ordered to its third reading and passed; and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Wilson of Burke, the resolution introduced by him during this morning's session to provide for the appointment of a committee to visit the Western Asylum for the Insane, was put on its adoption and passed.

On motion of Mr. Cooper, H. R. 46, a resolution requiring the President of the Western North Carolina Railroad to report progress in the suits against G. W. Swepson and M. S. Littlefield, was taken up and passed its second and third readings, and was ordered to be engrossed and sent to the Senate for concurrence.

On motion of Mr. Jarvis, the rules were suspended and S. B. 68, H. B. 123, a bill supplemental to an act to lay off and establish the county of Pamlico, was put on its second reading and passed by the following vote:

Affirmative-Messrs. Allen, Abbott, Ardrey, Bagly, Beam, Bizzell, Bledsoe, Braswell, Brown, Bryant, Bunn, Cale, Carter of Buncombe, Carter of Hyde, Carter of Warren, Clarke of Bladen, Clark of Craven, Cobb, Cooper, Council, Crews, Davis, of Haywood, Dillard, Duggan, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Fulcher, Gaither, Geffroy, Graves, Gudger, Harrison, Harriss, Hartsell, Haynes, Henderson, Horton of Hertford, Horton of Wilkes, Houk, Hughes, Jarvis, Johnson of Warren, Johnston of Washington, Kenan, King, Leach, Lineback, Llovd, M'Braver, Mc-Cubbins, McIver, McClure, McRae, Moring, Morris, Moselev, Moye, Parish, Peel, Pinnix, Powell, Proffitt, Purnell, Quinnerly, Ransom, Reynolds, Richardson, Roberts, Rogers, Rose, Rowland, Rush, Ryals, Sams, Scott, Shackelford, Sharpe, Simmons, Singeltary, Simpson, Smith, Staples, Stephenson, Swaim, Todd of Ashe, Todd of Wake. Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winchester, Winslow, Worth and Yount-101.

Negative-None.

Indefinite leave of absence was granted to Mr. Vaughan from and after to-day, and to Mr. Dillard from and after to-morrow.

Mr. Baxter was announced as detained by sickness from his seat in the House.

THE SPECIAL ORDER,

Being H. B. 29, a bill to prevent malicious injury to personal property, was put on its several readings and passed, and was ordered to be engrossed and sent to the Senate for concurrence.

On motion of Mr. Henderson,

S. B. 5, (H. B. 80) a bill to amend an act to incorporate the Dan River Navigation Co., was taken up on its second reading, the amendment of the committee concurred in, and passed; and without objection went to its third reading and passed, and was ordered to be sent to the Senate with engrossed amendments.

General J. M. Leach being present was, on motion, invited to a seat upon the floor of the House.

Mr. McIver moved to reconsider the vote by which H. B. 113 passed its third reading. The reconsideration was had, and he then moved to reconsider on second reading. The bill was again put on its second reading and passed by the following vote:

Affirmative—Messrs. Allen, Abbott, Ardrey, Beam, Bizzell, Bledsoe, Braswell, Brown, Bryant, Cale, Carter of Buncombe, Carter of Hyde, Carter of Warren, Cary, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Crews, Davis of Haywood, Dillard, Duggan, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Fulcher, Gaither, Geffroy, Godwin, Graves, Gudger, Harrison, Harriss, Hartsell, Haynes, Henderson, Hood, Horton of Hertford, Horton of Wilkes, Hughes, Jarvis, Johnson of Warren, King, Leach, Lineback, Lloyd, M'Brayer, McCubbins, McIver, McLure, MeRae, Moring, Moseley, Moye, Ormand, Parish, Peel, Pinnix, Powell, Proffitt, Purnell, Quinnerly, Ransom, Reynolds, Richardson, Roberts, Rogers, Rose, Rowland, Rush, Russell, Ryals, Sams, Scott, Shackelford, Sharpe, Simmons, Singeltary, Simpson, Smith, Staples, Stephenson, Swaim, Todd of Ashe, Todd of

Wake, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winchester, Winslow, Worth and Yount—99.

Negative—None.

A message was received from His Excellency, the Governor, transmitting the report of the committee appointed at the session of 1874–'75, to investigate the affairs of the Chesapeake and Albemarle Canal Company.

The reading of the report was suspended and, on motion, a message was sent to the Senate with a proposition to print.

On motion of Mr. Staples, the rules were suspended, and S. B. 29, H. B. 120, a bill to amend sec. 12, (a) chapter 17, of Battle's Revisal, was put on its second reading and passed, and without objection went to its third reading and passed, and was ordered to be enrolled for ratification.

THE CALENDAR

was taken up, and the following bills were put on their second readings and, on motion, laid on the table:

H. B. 3: A bill for the relief of Sheriffs and tax-collectors.

H. B. 7: A bill for the relief of S. J. Shelton, Sheriff of Haywood county.

H. B. 8: A bill to allow M. W. Doggett, late tax-collector of Cleaveland county, to collect arrearages of taxes for 1875–'6.

H. B. 10: A bill for the relief of John M. Bateman, former Sheriff of Washington county.

H. B. 12: A bill to amend Battle's Revisal, chapter 32, section 136.

H. B. 19: A bill to amend chapter 128, Laws of 1874-'5.

H. B. 28: A bill for the relief of the Sheriff of Pitt county.

H. B. 32: A bill for the relief of J. H. Lanning, Sheriff of Transylvania.

H. B. 33: A bill for the relief of John F. Frost, Sheriff of Currituck.

H. B. 34: A bill for the relief of F. J. Satchwell, sheriff of Beaufort county.

H. B. 39: A bill for the relief of W. H. Gentry, sheriff of

Stokes county.

H. B. 38: A bill for the relief of R. R. McCall, Sheriff of Caldwell county.

H. B. 47: A bill extending the time of A. G. Sneed, Sheriff of Madison county to settle with the State Treasurer; and

H. B. 56: A bill to amend chaper 45, section 40, of Battle's Revisal.

Mr. Shackleford, from the Committee on Engrossed Bills, reported that

H. R. 49, a resolution in favor of John W. Heckstall, had been correctly engressed, and a message was sent to the Senate transmitting the same for the concurrence of that body.

Mr. Powell made a report, accompanied by a resolution, in relation to the Governor's Mansion.

Mr. Staples moved to amend by the substitution of the names of General W. R. Cox, W. N. H. Smith and Treasurer Worth for those named in the resolution.

Mr. Cooper moved the postponement of the consideration of the resolution until January 10th, 1877.

Mr. Staples moved to amend by making it the special order for Monday next, at 12 o'clock; and the amendment was adopted, and it was so ordered.

A message from the Senate was received, transmitting

S. B. 102, a bill to repeal chapter 15, Laws of 1871-'72, and to re-enact chapter 273, section 1, Laws of 1868-'69.

The bill was read the first time, and, on motion of Mr. Bledsoe, the rules were suspended, and the bill was referred to the Committee on the Judiciary.

A message was received, transmitting

S. R. 73, resolutions of instruction to Senators and Representatives in Congress, which was placed on the Calendar.

A message was received from the Senate, informing the House that the Senate had concurred in

H. R. 41, a resolution in regard to printing Amendments to the Constitution; and that Messrs. Robbins and Wilson were appointed the Senate branch of said committee.

A message was received from the Senate, informing the House that the Senate had concurred in the amendment of the House to S. R. 91, instructing the Joint Committee on Penal Institutions.

A message was received from the Senate, informing the House that the Senate had adopted a substitute to H. R. 41, a resolution in relation to printing the Amendments to the Constitution, and transmitting said amendment for the consideration of the House.

A message was received from the Senate transmitting

S. B. 107, a bill to receive convicts into the penitentiary for one year, and asking concurrence therein.

The bill was read the first time, and the rules being suspended, the bill was put on its several readings and passed, and was ordered to be enrolled for ratification.

A message was received from the Senate informing the House that the Senate had postponed indefinitely

H. B. 40, a bill for the relief of the tax payers of North Carolina.

A communication was received from the Secretary of State in response to certain queries propounded in a resolution adopted by the House.

On motion of Mr. Carter of Buncombe, the reading of the report was suspended, and it was ordered to be printed.

A report from the Treasurer of the State was received, and, on motion of Mr. Rose, disposed of in the same way.

THE CALENDAR

Was resumed; and

H. B. 72, a bill for the relief of Gates county for the support of certain lunatics, was put on its several readings without objection, and was ordered to be engrossed and sent to the Senate for concurrence.

H. B. 77, a bill to incorporate mutual, loan, co-operative, building and savings-fund institutions, was taken up on second reading, and on motion of Mr. Carter of Buncombe, was made special order for January 10th at 12 o'clock.

The Speaker announced the following Committees: House branch of Joint Committee on the Revisal of the Constitution: Messrs. Henderson, Harris and Purnell. House branch of the committee on the inauguration of Governor Vance: Messrs. Staples, Roberts and Cobb.

And on motion of Mr. Todd of Ashe, the House adjourned until to-morrow at 11 o'clock.

SIXTEENTH DAY.

House of Representatives, Friday, Dec. 8, 1876.

The House was called to order at 11 o'clock, Mr. Speaker Price in the chair.

The Journal of yesterday was read and approved.

Leave of absence was granted to Mr. Godwin and to Mr. Johnson of Warren, from and after to-day until Wednesday next; and also to Mr. Ewing from and after to-morrow indefinitely, and to Mr. Carter of Hyde, from and after to-morrow.

RECEPTION OF PETITIONS.

Mr. Gudger presented memorials from citizens of Wake Forest, and of Neuse River Manufacturing Company, in relation to the prohibitory laws, which were referred to the Committee on Propositions and Grievances.

REPORTS OF COMMITTEES.

Mr. McBrayer, from the Committee on the Judiciary, reported unfavorably

On H. B. 75, a bill to alter section 3, of article 3, of Battle's Revisal.

Mr. King, from the Committee on the Judiciary, reported favorably

On H. B. 16, a bill to amend section 23, of chapter 105, Battle's Revisal.

Mr. Kenan, from the Committee on Propositions and Grievances, reported favorably

On H. B. 41, a bill in favor of Madison county.

Mr. Gudger, from the same Committee, reported favorably On S. B. 22, H. B. 119, a bill for the relief of purchasersof certain lands in Clay county;

On H. B. 88, a bill for the relief of shad fishermen in Albemarle Sound, and unfavorably

On H. B. 55, a bill to repeal a portion of chapter 239, Laws of 1874-'5.

Mr. Staples, from the Judiciary Committee, reported unfavorably

On H. B. 57, a bill to amend sections 9 and 10, chapter 65 of Battle's Revisal.

And Mr. Parish, from the same committee, reported

On H. B. 60, a bill concerning entries of the public lands, with the recommendation that it be referred to the Commit-

tee on Propositions and Grievances. And it was so ordered by the House.

The following bills, resolutions and amendments, reported as correctly engrossed by the Committee on Engrossed Bills, were transmitted to the Senate for concurrence:

H. B. 72, a bill to be entitled An act to indemnify Gates county for the support of certain lunatics.

H. R. 46, a resolution to require the President of the Western North Carolina Railroad Company to report progress of collection of the claims against G. W. Swepson and Milton S. Littlefield.

S. B. 65 (H. B. 122), engrossed amendments S. B. 65, a bill to be entitled An act in relation to changing gauge of railroads, &c.

S. B. 5, H. B. 80, a bill to be entitled An act to amend an act to incorporate Deep River Navigation Company.

H. R. 48, raising joint committee to visit Western Insane Asylum.

H. B. 29, a bill to be entitled An act to prevent attempts to burn dwelling houses and other houses.

The Committee on Enrolled Bills reported that they had examined the following bills and found them correct, and they were ratified by the Speaker of this House:

H. B. 46, S. B. 54, an act to be entitled An act to prohibit the sale of intoxicating liquors within two miles of Jerusalem, Liberty, Concord and Cherry Hill churches, Davie county.

S. R. 64, H. R. 38, resolution of instruction to Committee on Public Buildings and Grounds.

H. R. 44, resolution in relation to the inauguration of Hon. Z. B. Vance.

S. R. 91, H. R. —, resolution of instruction to the Joint Committee on Penal Institutions.

S. R. 83, H. R. 39, resolution of instructions to representatives in Congress.

H. B. 27, S. B. 79, an act to amend chapter 17, section 343, Battle's Revisal.

H. R. 41, resolution relating to printing the Amendments to the Constitution.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time and referred as follows:

To the Committee on the Judiciary:

By Mr. Pinnix: A bill in relation to the Chesapeake and Albemarle Canal Company.

By Mr. Henderson: A bill to allow mechanics sixty days within which to file their liens.

To the Committee on Finance:

By Mr. McClure: A bill to regulate the pay of sheriffs for making election returns and other purposes.

And the following were placed on the calendar:

By Mr. Spake: A bill to allow citizens of Jackson county to pass the toll gate of Swain county free of charge.

By Mr. Wilson of New Hanover: A bill to provide for the colored insane of North Carolina.

By Mr. Simpson: A bill for the relief of the late sheriff of Polk county.

And the following were referred to the Committee on Propositions and Grievances:

By Mr. Hartsell: A bill to amend section 41, chapter 104, Battle's Revisal.

On motion, H. B. 113, a bill to incorporate the town of Cameron, was taken up and put on its third reading, and passed by the following vote, and ordered to be engrossed and sent to the Senate for concurrence:

Affirmative—Messrs. Allen, Abbott, Bagley, Baxter, Bizzell, Bledsoe, Brown, Bryant, Cale, Carter of Buncombe, Carter of Hyde, Carter of Warren, Clark of Bladen, Clarke of

Craven, Cobb, Cooper, Crews, Davis of Haywood, Duggan, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Fulcher, Gaither, Godwin, Graves, Gudger, Harrison, Harriss, Hartsell. Haynes, Henderson, Hood, Horton of Hertford, Horton of Wilkes, Houck, Hughes, Jarvis, Johnson of Warren, Johnston of Washington, Kenan, King, Leach, Lineback, Lloyd, M'Braver, McCubbins, McIver, McLean, McLure, McRae, Moring, Morris, Moseley, Move, Ormand, Parish, Peel, Pinnix, Powell, Proffitt, Purnell, Quinnerly, Ransom, Reynolds, Richardson, Roberts, Rogers, Rose, Rowland, Rush, Russell, Rvals, Sams, Scott, Shackelford, Sharpe, Simmons, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winchester, Winslow, Worth and Yount-101.

Negative-None.

Mr. Staples, from the committee to whom the resolution of protest against Federal interference in South Carolina, introduced by Mr. Parish, was referred, made a report, accompanied by a resolution, offered as a substitute; and they were placed upon the calendar.

A message was received from the Senate, informing the House that the Senate had concurred in the proposition of the House to print 200 copies of the message of His Excellency, the Governor, and the accompanying reports of the committee appointed to investigate the affairs of the Albermarle and Chesapeake Canal Company, and of Seaton Gales, Esq., Secretary of the Board of Trustees of the University.

A message was received from the Senate, informing the House that the Senate had concurred in

H. R. 49, a resolution for the relief of J. H. Heckstall, tax collector for Bertie county, and had ordered the same to be enrolled for ratification.

And, also, that the Senate had concurred in

H. R. 93, a resolution in relation to the Wilmington and Weldon Railroad, and had ordered the same to be enrolled for ratification.

A message was received from the Senate, transmitting

S. R. 74, a resolution in favor of soldiers from North Carolina who had lost both eyes in the Confederate service, and asking a concurrence therein.

THE CALENDAR

Was taken up, and

H. B. 16, as substituted by the committee, was put on its third reading.

Mr. Cooper offered the following amendment:

"At the time he attempts to collect said arrearages of taxes."

The question was put on the amendment, and it was adopted.

Mr. King moved to amend by inserting "the year 1872," which was adopted, and the bill thus substituted and amended passed, and goes upon the Calendar as H. B. 140, and was ordered to be engrossed and sent to the Senate for concurrence.

On motion of Mr. Rose, the report of the committee on the resolution of Mr. Parish was taken up.

Mr. Clarke of Craven moved to postpone consideration of the report until the 10th of January, 1877. The motion was lost, and the question was put on the adoption of the substitute.

Mr. Bledsoe offered the following amendment:

"Amend as follows: Insert before the word 'resolved' the following clause: 'And, whereas, the people of the American Union have witnessed with utter astonishment and deep regret the outrageous violation and shameless disregard of constitutional law and the principles of free government by

the County Commissioners of Robeson county; and, whereas, this vile outrage and foul treachery has been adopted, ratified and effectually used for the purpose of defeating the voice of the freemen of North Carolina; therefore, be it resolved.'

"After section 3 add the following: '4th. That the conduct of the Board of County Commissioners of Robeson county, in the election for members of the late Constitutional Convention, is subversive of free government; was an unprecedented fraud upon the people, and will forever remain a foul stain upon the fair escutcheon of this State. 5th. That the perpetrators of this outrage deserve the execration of all men who favor a fair election and cherish a regard for free government."

Mr. Staples raised the point of order that the amendment was not germain to the question before the House. The Speaker sustained the point of order. Mr. Bledsoe appealed from the decision of the Chair. The House sustained the decision of the Speaker and the amendment was ruled out.

Mr. Bledsoe moved to lay the substitute on the table, and on that motion demanded the ayes and nays. The call was sustained and the House refused to table by the following vote:

Affirmative—Messrs. Bagley, Bledsoe, Bryant, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Crews, Duggan, Ennis, Ewing, Harrison, Haynes, Hill, Hood, Horton of Hertford, Johnson of Warren, Johnston of Washington, Lineback, Lloyd, Ormand, Purnell, Reynolds, Rogers, Scott, Simmons, Todd of Wake, Ward of Chowan, White, Williamson and Wilson of New Hanover—32.

Negative—Messrs. Abbott, Ardrey, Baxter, Bizzell, Braswell, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geffroy, Godwin, Graves, Gudger, Harriss, Hartsell, Henderson, Horton of Wilkes, Houck, Hughes, Jarvis, Kenan, King, Leach,

M'Brayer, McCubbins, McIver, McLean, McClure, McRae, Moring, Morris, Moseley, Moye, Parish, Peel, Pinnix, Powell, Proffit, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Wilson of Burke, Wilson of Transylvania Winchester, Winslow, Worth and Yount—74.

Mr. Bledsoe moved to indefinitely postpone the substitute, and on that motion demanded the ayes and nays, and the call was sustained.

Mr. Staples moved to refer the substitute to a committee, consisting of Messrs. Parish, Pinnix, Cobb, Purnell and Johnston of Washington, to report to-morrow morning.

At his request, Mr. Purnell was excused.

Mr. Staples called the previous question.

The call was sustained, and the main question was ordered by the following vote:

Affirmative—Messrs. Abbott, Baxter, Bizzell, Braswell, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Clarke of Craven, Cobb, Council, Davis of Haywood, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geffroy, Godwin, Graves, Harrison, Harris, Hartsell, Haynes, Henderson, Horton of Wilkes, Houk, Hughes, Jarvis, Johnston of Washington, Kenan, King, Leach, McBrayer, McCubbins, McIver, McLean, McClure, McRae, Moring, Morris, Moseley, Moye, Parish, Peel, Pinnix, Powell, Proffitt, Purnell, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Staples, Stephenson, Swaim, Todd of Ashe, Wilson of Burke, Wilson of Tranylvania, Winchester, Winslow, Worth and Yount—75.

Negative—Messrs. Bagley, Bledsoe, Bryant, Bunn, Cale, Carter of Warren, Duggan, Ennis, Ewing, Gudger, Hill, Hood, Horton of Hertford, Johnson of Warren, Lineback, Lloyd, Ormond, Reynolds, Rogers, Scott, Simmons, Todd of

Wake, Ward of Chowan, Ward of Bertie, White, Williamson and Wilson of New Hanover—29.

And the question then recurred on the motion of Mr. Bledsoe to indefinitely postpone.

The House refused to postpone by the following vote:

Affirmative—Messrs. Allen, Bagley, Bledsoe, Bryant, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Crews, Duggan, Ennis, Ewing, Harrison, Haynes, Hill, Hood, Horton of Hertford, Johnson of Warren, Johnston of Washington, Lineback, Lloyd, Ormond, Purnell, Reynolds, Rogers, Scott, Simmons, Todd of Wake, Ward of Chowan, Ward of Bertie, White, Williamson and Wilson of New Hanover—34.

Negative—Messrs. Abbott, Ardrey, Baxter, Bizzell, Braswell, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geffroy, Godwin, Graves, Gudger, Harris, Hartsell, Henderson, Horton of Wilkes, Houek, Hughes, Jarvis, Kenan, King, Leach, M'Brayer, McCubbins, MeIver, McLean, McClure, MeRae, Moring, Morris, Moseley, Moye, Parish, Peel, Powell, Proffit, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Staples, Stephenson, Swaim, Todd of Ashe, Wilson of Burke, Wilson of Transylvania, Winchester, Winslow, Worth and Yount—73.

The question then recurred on the motion to commit the report and resolution to the committee designated in the motion of Mr. Staples; and upon this question Mr. Bledsoe demanded the ayes and nays.

The eall was sustained, and the House refused to commit by the following vote:

Affirmative—Messrs. Allen, Brown, Carter of Buncombe, Carter of Warren, Cary, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Dunlap, Fagan, Hood, Horton of Hertford, Horton of Wilkes, Houk, Moring, Morris, Peel, Powell, Rob-

erts, Scott, Simmons, Staples, Ward of Chowan and Wilson of New Hanover—25.

Negative—Messrs. Ardrey, Bagley, Baxter, Bizzell, Bledsoe, Braswell, Bryant, Bunn, Cale, Carter of Hyde, Council, Crews, Davis of Haywood, Duggan, Ennis, Ewing, Fennell, Fox, Fulcher, Gaither, Godwin, Graves, Gudger, Harrison, Harriss, Hartsell, Haynes, Henderson, Hill, Hughes, Jarvis, Johnson of Warren, Kenan, King, Leach, Lineback, Lloyd, M'Brayer, McCubbins, McIver, McLean, McClure, McRae, Moseley, Moye, Ormond, Parish, Pinnix, Purnell, Ransom, Reynolds, Richardson, Rogers, Rose, Rowland, Rush, Russell, Ryals, Sams, Shackelford, Sharpe, Singeltary, Simpson, Smith, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Ward of Bertie, White, Williamson, Wilson of Burke, Wilson of Transylvania, Winchester, Winslow, Worth and Yount—77.

The question was then put on the adoption of the substitute, and upon that question Mr. Bagley demanded the ayes and nays; the call was sustained, and the substitute was not adopted, by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Carter of Buncombe, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Graves, Harriss, Hartsell, Henderson, Houk, Kenan, King, McCubbins, McIver, Morris, Moseley, Peel, Pinnix, Proffitt, Richardson, Roberts, Rose, Ryals, Sharpe, Shotwell, Singeltary, Simpson, Staples, Stephenson, Swaim, Todd of Ashe, Wilson of Burke, Winchester, Winslow, Worth and Yount—45.

Negative—Messrs. Bagley, Baxter, Bizzell, Bledsoe, Braswell, Brown, Bryant, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Crews, Duggan, Ennis, Ewing, Geffroy, Gudger, Harrison, Haynes, Hill, Hood, Horton of Hertford, Horton of Wilkes, Hughes, Johnson of Warren, Johnston of Washington, Leach, Lineback, Lloyd, M'Brayer, McLean, McClure, McRae, Moye, Ormond, Parish, Purnell, Ransom,

Reynolds, Rogers, Rowland, Rush, Russell, Sams, Shackelford, Simmons, Smith, Todd of Wake, Ward of Chowan, Ward of Bertie, Williamson, Wilson of New Hanover and Wilson of Transylvania—54.

The question then recurred on the adoption of the original resolution offered by Mr. Parish, and on that motion Mr. Bledsoe demanded the ayes and nays, and the call was sustained.

Messrs. Pinnix, Staples, Graves, Clarke of Craven, Bryan and Gudger gave notice of the intent to explain their vote when their names were reached in the call of the roll.

The House then proceeded to vote, and the resolution was adopted by the following vote:

Affirmative—Messrs. Ardrey, Baxter, Bizzell, Braswell, Brown, Carter of Buncombe, Clark of Bladen, Cobb, Council, Davis of Haywood, Fagan, Fennell, Fox, Gaither, Gudger, Harriss, Hartsell, Henderson, Jarvis, Leach, McBrayer, McCubbins, McLean, McClure, McRae, Moring, Morris, Moseley, Moye, Parish, Peel, Powell, Proffitt, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Singeltary, Simpson, Smith, Swaim, Todd of Ashe, Wilson of Burke, Wilson of Transylvania, Winchester and Yount—52.

Negative—Messrs. Allen, Bagley, Bledsoe, Bryant, Bunn, Cale, Carter of Hyde, Carter of Warren, Cary, Clarke of Craven, Cooper, Crews, Duggan, Dunlap, Ennis, Ewing, Fulcher, Geffroy, Graves, Harrison, Haynes, Hill, Hood, Horton of Hertford, Horton of Wilkes, Houk, Johnson of Warren, Johnston of Washington, Kenan, Lineback, Lloyd, Ormond, Purnell, Reynolds, Rogers, Russell, Scott, Simmons, Staples, Stephenson, Todd of Wake, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of New Hanover and Winslow—47.

Leave of absence was granted to Mr. Ewing from and after to-morrow.

Mr. McLean, by leave, introduced a resolution in relation to the inauguration of Governor Vance, which was referred to the Committee on Inauguration.

And on motion of Mr. Roberts, the House adjourned until to-morrow at 10 o'clock.

SEVENTEENTH DAY.

House of Representatives, Saturday, Dec. 9, 1876.

The House met at 10 o'clock, Mr. Speaker Price in the chair, and was opened with prayer by the Rev. Dr. Pritchard, of this city.

INTRODUCTION OF PETITIONS.

By Mr. Hughes: A memorial praying for the impeachment of Samuel W. Watts, Judge of the Superior Court, which was placed on the Calendar.

By Mr. Cobb: A petition to repeal certain acts of the Legislature of 1874–'75, which was referred to the Committee on Propositions and Grievances.

REPORTS OF COMMITTEES.

Mr. Shackelford, from the Committee on Engrossed Bills, reported the following bills, resolutions and amendments as correctly engrossed, and they were transmitted to the Senate for concurrence:

H. B. 140, a bill to be entitled An act for the general relief of sheriffs and tax collectors.

H. B. 43, a bill to be entitled an act to incorporate the town of Cameron, in the county of Moore.

H. R. 24, resolution of protest.

Mr. Cobb, from the Committee on Enrolled Bills, reported that the Committee on Enrolled Bills had examined the following bills and found them correct, and they were ratified by the Speaker of the House.

H. R. 49, S. R. 11: A resolution in favor of John W.

Heckstall, tax-collector of Bertie county.

H. R. 35, S. R. 92: A resolution in reference to the Internal Revenue laws of the United States.

S. B. 107, H. B. 132: An act to be entitled An act to receive convicts into the Penitentiary for one year.

S. B. 29, H. B. 120: An act to be entitled An act to amend section 412 (a), chapter 17, Battle's Revisal.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time and referred as follows:

By Mr. Geffroy: A bill for the relief of John D. Davis, sheriff of Carteret county, on certain conditions; to the Committee on Propositions and Grievances.

By Mr. Moring: A bill to restore to the State its representation in the W. N. C. R. R.; and

By Mr. Shackelford: A bill to amend the charter of the New River Canal Company, and acts amendatory thereto; both of which were referred to the Committee on Internal Improvements.

By Mr. Winslow: A bill to amend section 2, chapter 56, of Battle's Revisal; placed on the Calendar.

By Mr. Hill: A bill to incorporate the New Hanover Industrial Fair Association, which was referred to the Committee on Corporations; and

By Mr. Ormond: A bill to amend chapter 239, Laws of

1874-'5, with accompanying petition; both of which were referred to the Committee on Propositions and Grievances.

Leave of absence was granted to Mr. Harrison, to Mr. Wilson of New Hanover, Mr. Henderson, Mr. Cale, to Mr. Horton of Hertford, for Mr. Cary, and for Mr. Hill from and after Monday next.

THE CALENDAR

Was taken up, and

H. B. 41, a bill in favor of Madison county, was put on its several readings and passed, and was ordered to be engrossed and sent to the Senate for concurrence.

S. B. 22 (H. B. 119,) a bill for the relief of purchasers of certain lands in Clay and Macon counties, was put on its several readings and passed, and was ordered to be enrolled for ratification.

S. B. 68 (H. B. 123,) a bill supplemental to An act to lay off and establish the new county of Pamlico, came up on its third reading as amended, and passed, as amended, by the following vote; and was sent, with engrossed amendment, to the Senate for concurrence.

Affirmative—Messrs. Allen, Abbott, Ardrey, Baxter, Bizzell, Brown, Bryant, Cale, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Davis of Haywood, Duggan, Dunlap, Ennis, Fagan, Fennell, Fox, Fulcher, Gaither, Geffroy, Graves, Gudger, Harrison, Harriss, Hartsell, Haynes, Henderson, Hood, Horton of Hertford, Horton of Wilkes, Houck, Hughes, Jarvis, Kenan, King, Leach, Lineback, M'Brayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Moring, Morris, Moseley, Moye, Ormond, Parish, Peel, Pinnix, Powell, Proffitt, Purnell, Quinnerly, Ransom, Richardson, Roberts, Rogers, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Simmons, Singeltary, Simpson, Smith, Spake, Staples

Stephenson, Todd of Ashe, Todd of Wake, Ward of Chowan, Ward of Bertie, White, Wilson of Burke, Wilson of New Hanover, Winslow and Worth—88.

Negative-None.

H. B. 112, a bill to amend chapter 83, section 4, of Battle's Revisal, was put on its several readings and passed, and was ordered to be engrossed and sent to the Senate for concurrence.

H. B. 111, a bill to amend chapter 87, section 40, of Battle's Revisal, was put on its several readings and passed, and was ordered to be engrossed and sent to the Senate for concurrence.

H. R. 11, a resolution for the relief of a lunatic in Camden county, for the year 1875, was put on its several readings and passed, and was ordered to be engrossed and sent to the Senate for concurrence.

Mr. Staples submitted the following statement respecting the resolutions in relation to Federal interference in South Carolina, which, on motion, was ordered to be spread upon the Journal of the House:

House of Representatives, Saturday, Dec. 9, 1876.

Having voted in the negative on the passage on yesterday of the resolutions concerning Federal interference in South Carolina, I deem it but an act of justice to myself that I be permitted to state that my objection to the resolutions applied mainly to the phraseology of the preamble.

I unhesitatingly condemn and protest against the usurpations of the President, as not only in violation of the Constitution and the laws of the land, but subversive of the principles of free government and the rights of a free people.

I yield to no one in the most hearty endorsement and approval of the conservatism and peaceable conduct of the

people of South Carolina in the trying ordeal to which they have been subjected.

The honest men of the country can but desire that they shall be speedily restored to honest government, administered by honest and competent men of their own selection, uninfluenced by bayonets and military force.

(Signed,

JOHN N. STAPLES.

The Calendar was resumed, and H. B. 86, a bill to amend section 23, chapter 105, of Battle's Revisal, was put on its several readings and passed, and was ordered to be engrossed and sent to the Senate for concurrence.

Mr. Purnell, from the Joint Select Committee on the Revision of the Constitution, submitted a report, accompanied with a resolution, which were read and placed upon the Calendar.

The Calendar was resumed and the following bills wereread the first time and, on motion, laid on the table.

H. B. 32, for the better enforcement of justice in North Carolina.

H. B. 44, a bill to fix the standard height of lawful fences in North Carolina at four instead of five feet.

H. B. 55, a bill to repeal a portion of chapter 239, Laws of 1874-'5; and

H. B. 57, a bill to amend sections 9 and 10, chapter 65, of Battle's Revisal.

By leave, Mr. McGehee introduced a resolution in favor of Hon. R. M. Pearson. The rules were suspended and the resolution was put on its immediate passage, passed and was ordered to be sent to the Senate for concurrence.

THE CALENDAR

was resumed and

H. B. 103, a substitute for H. B. 48, a bill to amend sub-

division 24, chapter 27, section 8, Battle's Revisal, respecting the maintenance of the poor, was put on its second reading.

Mr. Simpson offered the following amendment:

Amend by adding at the end of said section the following words:

"The foregoing provision shall not be construed to prevent the county authorities from hiring or letting out privately any poor person who shall become a charge upon the county, to white persons, if the proposals offered by those wishing to hire them shall be deemed satisfactory. And in case it shall become necessary at any time for the county authorities to hire out privately any poor colored persons who shall have become a charge upon the county, the preference of taking said poor colored persons shall be given to those of their own race proposing to take them, other things being considered."

Mr. Bagley offered the following amendment: "Strike out the word "white" and the word "colored," wherever they occur, and the words "to any person," and the words "to a colored person," wherever they occur; also strike out the word "person" in the 8th line to and including the word "county," in the 10th line; also strike out all after the word "persons," in the 13th line, and including the word "county" in the 15th line.

Mr. Clarke submitted the following as an amendment to

That the substitute for House Bill No. 48 be amended so that the same shall read as follows:

1st. The General Assembly of North Carolina do enact, That all paupers in the State of North Carolina who may become chargeable upon any county therein, shall be maintained at the expense of such county in the county poor-house; and in case there be no county poor-house, at such place as the

county commissioners may temporarily select for that purpose. That sub-division 24, section 8, chapter 27, Battle's Revisal, be amended as follows: That no provision of this chapter shall be so construed as to authorize and empower the hiring or letting out publicly or privately of any person who may become a charge upon any county; and any person who shall let out publicly or privately any poor person who shall become a charge upon the county, to any person or persons, shall be deemed guilty of a misdemeanor; and any person hiring any person so let out publicly or privately, shall be also guilty of a misdemeanor, and upon conviction of either of the above offences in the Superior Court, the party convicted shall be fined not less than one hundred nor more than one thousand dollars, or imprisoned not less than one nor more than six months, or both, at the discretion of the Court.

2d. This act shall be in force from and after its ratifica-

(Signed)

CLARKE of Craven.

Mr. Ransom offered a substitute for the whole subject.

Mr. Rose moved that the bill, with the substitute and amendments, be committed to the Committee on the Judiciary; and on that motion Mr. Bagley demanded the ayes and nays.

The call was not sustained, and the bill was so committed. On motion of Mr. Spake,

H. B. 135, a bill to allow the citizens of Jackson county to pass the toll-gates of Swain county free of charge, was taken up, and put on its several readings and passed and was ordered to be engrossed and sent to the Senate for concurrence.

By consent, Mr. Williamson introduced a resolution of instruction to our Representatives and Senators in Congress; which was placed on the Calendar.

On motion of Mr. Henderson, the report and resolution submitted from the Committee on the Amended Constitution was taken from the Calendar. The report was adopted, and the resolution was put on its passage, and adopted, and ordered to be engrossed and sent to the Senate for concurrence.

On motion of Mr. McGehee,

H. B. 91, a bill to settle the riding of the various Judges of the State, &c., was taken from the Committee on the Judiciary, and ordered to be printed and left open for consideration after the recess.

Mr. Purnell moved to reconsider the vote by which the resolution introduced by him was passed, and to lay that motion on the table. The motion prevailed, and the resolution was engrossed and transmitted to the Senate for concurrence.

By consent, Mr. McRae introduced a resolution to secure the arrest of fugitives from justice, which was placed on the Calendar.

The Calendar was resumed, and the substitute for House bills 69 and 84, bill relating to the duties, &c., of County Commissioners, was taken up on its second reading. The question was on the substitute, and, on motion of Mr. Leach, the bills and substitute were recommitted.

THE SPECIAL ORDER,

Being H. B. 96, a bill to amend chapter 37, Battle's Revisal, being the chapter entitled "Divorce and Alimony," was taken up on its second reading.

Mr. Moring submitted a substitute.

Mr. Henderson submitted the following amendment:

"Amend by striking out three years and making it for life."

A message was received from the Senate informing the

House that the Senate had concurred in the House amendments to S. B. 65, (H. B. 122,) a bill in relation to changing the gauge of railroad; and also in House amendments to S. B. 5, a bill to amend an act incorporating the Dan River Navigation Company.

Mr. Shackelford, from the Committee on Engrossed Bills, reported that the amendments to S. B. 68, a bill supplemental to an act to lay off and establish the new county of Pamlico, were correctly engrossed, and they were transmitted to the Senate for concurrence.

A message was received from the Senate informing the House of the concurrence in the above bill.

THE CALENDAR

Was resumed, and

H. B. 75, a bill to alter section 3, article 3, of the Constitution, was taken up on its second reading, and was, on motion, laid on the table.

H. B. 88, a bill for the relief of shad fishermen of Albemarle Sound, was put on its several readings and passed, and was ordered to be engrossed and sent to the Senate for concurrence.

H. B. 90, a bill for the relief of R. S. Harris, of Cabarrus, was, on motion, laid on the table.

H. B. 94, a bill to amend chapter 32, section 116, of Battle's Revisal, was put on its second reading. The question was put on the substitute offered by the committee. The substitute was adopted, and the bill so substituted passed its several readings and was ordered to be engrossed and sent to the Senate for concurrence.

The following bills were put on their several readings and, on motion, laid on the table:

H. B. 101, a bill providing for the taking of depositions in certain cases.

H. B. 105, a bill for the general relief of sheriffs and tax collectors; and

H. B. 108, a bill to allow the sheriff of Martin county to collect arrears of taxes.

S. B. 133 (H. B. 146,) a bill to extend the time for the organization of the Rocky Mount Mills, was put on its several readings and passed, and was ordered to be enrolled for ratification.

The following bills were read a second time, and recommitted to the Judiciary:

H. B. 116, a bill in regard to usury.

H. B. 117, a bill to amend chapter 77, section 1, of Battle's Revisal.

H. B. 127, a bill to amend section 10, chapter 105, Battle's Revisal; and

H. B. 139, a bill for the relief of the sheriff of Polk county. And the following to the Committee on the Insane Asylum:

H. B. 138, a bill to provide for the erection of an insane asylum for the colored insane of North Carolina.

H. B. 115, a bill to provide for the construction of certain roads in Burke, McDowell, Yancey, Mitchell and Caldwell counties, was put on its several readings.

Mr. Clarke of Craven moved to postpone and make the bill the special order for Tuesday next, at 12 o'clock.

The motion failed, and the bill passed and was ordered to be engrossed and sent to the Senate for concurrence.

Mr. Cooper moved that a bill introduced by him in relation to the public printing be withdrawn from the Committee on Printing and placed upon the calendar; and it was so ordered by the House.

On motion of Mr. Todd of Ashe, the House adjourned to 10 o'clock on Monday morning.

EIGHTEENTH DAY.

House of Representatives, Monday, Dec. 11, 1876.

The House was called to order at 10 o'clock, Mr. Speaker Price in the chair, and was opened with prayer by the Rev. Dr. Marshall, of this city.

The Journal of Saturday was read and approved.

INTRODUCTION OF PETITIONS.

Mr. Richardson presented a petition from certain citizens of Columbus county, opposing the prohibition of the sale of spirituous liquors within two-and-a-half miles of Piney Forest Church; which was placed on the Calendar.

Leave of absence was granted to Mr. Staples, on account of sickness in his family; and Messrs. Baxter, Jarvis, Abbott, Roberts, Allen, Davis of Haywood and Richardson from and after to-morrow.

REPORTS OF STANDING COMMITTEES.

Mr. Gudger, from the Committee on Propositions and Grievances, reported favorably on

H. B. 129, a bill to require the Secretary of State to perfect grants, &c. And on

H. B. 147, a bill to amend chapter 239, Laws of 1874-'75. Mr. Todd of Ashe, from the Committee on Corporations, reported favorably on

H. B. 130, a bill to incorporate Lenoah Lodge, No. 235, &c. And on

H. B. 114, a bill to incorporate the town of Laurenburg, in the county of Richmond. And unfavorably on

H. B. 54, a bill to extend charters granted within the last two years; and

H. B. 145, a bill to incorporate the New Hanover County Fair Industrial Association.

Mr. Staples, from the Committee on the Judiciary, reported favorably on

H. B. 134, a bill to allow mechanics sixty days in which to file their liens.

Mr. Shackelford, Chairman Committee on Engrossed Bills, reported the following bills, resolutions and amendments as correctly engrossed, which were transmitted to the Senate for concurrence:

H. B. 135, a bill to be entitled An act to allow citizens of Jackson county to pass through the toll-gates of Swain county free of charge.

H. B. 112, a bill to be entitled An act to amend chapter 83, section 4, of Battle's Revisal.

H. B. 111, a bill to be entitled An act to amend chapter 87, section 40, Battle's Revisal.

H. B. 86, a bill to be entitled An act to amend section 23, chapter 105, of Battle's Revisal.

H. R. 55, a resolution in favor of Hon. R. M. Pearson and others.

H. R. 11, a resolution for the relief of Camden county for the maintenance of a lunatic for the year 1875.

H. B. 88, a bill to be entitled An act for the relief of shad fishermen in Albemarle Sound.

H. B. 148, a bill to be entitled An act for the relief of stock raisers in the county of Haywood.

H. B. 115, a bill to be entitled An act to provide for the construction of certain roads in Burke, McDowell, Mitchell, Yancey and Caldwell counties.

INTRODUCTION OF RESOLUTIONS.

By Mr. Shackelford: A resolution in favor of the Enrolling and Engrossing Clerks, which was referred to the Committee on Claims.

By Mr. Wilson of Burke: A resolution in relation to stationery; which was placed on the Calendar.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time and appropriately referred:

To the Committee on the Judiciary:

By Mr. King: A bill regulating the service of summons and Court orders by publication in newspaper; and

By Mr. Peel: A bill to amend chapter 27, section 22, of Battle's Revisal.

To the Committee on Propositions and Grievances:

By Mr. Crews: A bill in favor of ministers of the gospel.

THE CALENDAR

was take up, and

H. B. 114, a bill to incorporate the town of Laurenburg, was put on its second reading, and passed by the following vote:

Affirmative—Messrs. Allen, Abbott, Ardrey, Bagley, Bizzell, Bledsoe, Braswell, Brown, Bryant, Bunn, Carter of Warren, Clark of Bladen, Cobb, Cooper, Crews, Davis of Haywood, Duggan, Dunlap, Ennis, Fagan, Fennell, Fulcher, Gaither, Geffroy, Graves, Gudger, Harriss, Hartsell, Haynes, Hood, Horton of Wilkes, Jarvis, King, Lineback, Lloyd, McBrayer, McCubbins, McIver, McLean, McClure, McRae, Moring, Morris, Moseley, Moye, Ormond, Parish, Peel, Powell, Purnell, Richardson, Roberts, Rogers, Rowland, Rush,

Ryals, Sams, Shackelford, Sharpe, Shotwell, Simmons, Singeltary, Simpson, Stephenson, Swaim, Terry, Todd of Ashe, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow, Worth and Yount—74.

Negative-Mr. Pinnix-1.

H. B. 129, a bill to require the Secretary of State to perfect grants, &c., was put on its second reading, and, on motion of Mr. Graves, ordered to be printed and made the special order for January 1, 1877, at 12 o'clock.

A message was received from the Senate transmitting Senate substitute for H. B. 5, a bill to provide for the registration of certain deeds, &c.

S. B. 59, a bill to make embezzlement of the funds of any county, city, incorporated town, or any of the charitable, penal or educational institutions of the State, a felony.

S. B. 89, a bill to prevent the felling of trees into the North East River.

S. B. 95, a bill to repeal section 13 and amend section 14 of chapter 80 of Battle's Revisal.

They were read the first time and ordered to be placed on the Calendar, and the question was upon concurrence with Senate amendments to H. B. 5. The amendments were concurred in, and a message was sent to the Senate informing that body thereof.

On motion of Mr. Wilson of Burke, the vote by which the resolution introduced by him during this morning's session, in relation to stationery, was reconsidered and that motion laid on the table, and the resolution was ordered to be engrossed, and a message sent to the Senate transmitting the same for the concurrence of that body.

The Calendar was resumed, and H. B. 93, a bill to authorize the sheriff of Dare county to settle with the Public Treasurer, was put on its several readings and passed, and was

ordered to be engrossed and sent to the Senate for concurrence.

H. H. 147, a bill to amend chapter 239, Laws of 1874–'75, was put on its several readings and passed, and was ordered to be engrossed and sent to the Senate for concurrence.

H. R. 58, a resolution of instruction to Senators and Representatives in Congress, was put on its adoption.

Mr. Carter of Buncombe moved to refer it to the Committee on the Insane Asylum.

Mr. Williamson moved to postpone and make it special order for the 10th day of January next.

Mr. Pinnix moved to lay the resolution on the table, and on that motion Mr. Williamson demanded the ayes and nays. The call was sustained, and the House refused to table by the following vote:

Affirmative—Messrs. Allen, Abbott, Ardrey, Baxter, Carter of Buncombe, Clark of Bladen, Cobb, Cooper, Council, Fennell, Gaither, Graves, Harriss, Hartsell, Horton of Wilkes, Kenan, King, Leach, M'Brayer, McCubbins, McGehee, McIver, Moring, Morris, Parish, Peel, Pinnix, Powell, Purnell, Roberts, Rose, Ryals, Sharpe, Shotwell, Singeltary, Stephenson, Swaim, Winslow and Yount—39.

Negative—Messrs. Bagley, Bizzell, Bledsoe, Braswell, Brown, Bryant, Bunn, Carter of Warren, Crews, Davis of Haywood, Duggan, Ennis, Fagan, Fox, Fulcher, Geffroy, Gudger, Haynes, Hood, Houk, Johnston of Washington, Lineback, Lloyd, McLean, McClure, McRae, Moye, Ormond, Proffitt, Quinnerly, Ransom, Richardson, Rowland, Rush, Russell, Sams, Shackelford, Simmons, Simpson, Spake, Terry, Todd of Ashe, Ward of Chowan, Ward of Bertie, White, Wilson of Burke, Wilson of Transylvania and Worth—48.

And on motion of Mr. Williamson, the resolution was made the special order for January 10th, 1877, at 12 o'clock M.

By consent, Mr. Shotwell introduced a joint resolution to appoint a committee to consider the Constitutional Amend-

ments, and on his motion the rules were suspended and the resolution put upon its adoption.

Mr. Houk moved to amend by striking out section 3, relating to per diem; and the amendment was rejected.

Mr. Ransom moved to refer the resolution to the Committee on County Governments; and, on a division, the motion was lost.

Mr. Graves moved to amend by requiring the report to be made on the 5th of January.

On that motion Mr. Cooper demanded the ayes and nays. The motion was lost, and the question being then put on the adoption of the resolution, it was adopted, and was ordered to be sent to the Senate for concurrence.

Mr. Shackelford made a report from the Committee on Engrossed Bills, that H. R. 60 was correctly engrossed.

Mr. Powell, by consent, introduced a resolution in favor of W. F. King, which, on motion, was put on its passage and was adopted and ordered to be engrossed and sent to the Senate for concurrence.

H. R. 47, a resolution in favor of Thomas Hampson, was put on its adoption, and, on motion of Mr. Leach, was referred to the Committee on Claims.

H. B. 36, a bill in regard to the public printing, was put on its second reading, but gave way to the

SPECIAL ORDER,

Being the report of the Committee on Privileges and Elections on the New Hanover and Pender county contested election cases.

Mr. Wilson of Burke moved to postpone until the 3d day of January, 1877.

The motion to postpone was put and lost, no quorum voting.

Mr. Russell moved to commit the report to the Judiciary Committee; and pending consideration,

On motion of Mr. Parish, the House adjourned until tomorrow at 10 o'clock.

NINETEENTH DAY.

House of Representatives, Tuesday, Dec. 12, 1876.

The House met at 10 o'clock, Mr. Speaker Price in the chair, and was opened with prayer by the Rev. Dr. Marshall, of the city.

REPORTS OF COMMITTEES.

Mr. Parish, from the Committee on the Insane Asylum, reported favorably on

H. B. 71, a bill to amend certain sections, chapter 6, Battle's Revisal.

Mr. Shackelford, Chairman of Committee on Engrossed Bills, reported the following bills, &c., as correctly engrossed, which were transmitted to the Senate for concurrence:

H. B. 144, a bill to be entitled An act to amend section 2, chapter 56, of Battle's Revisal.

H. B. 93, a bill to be entitled An act to extend the time of the sheriffs of Dare and Carteret counties to settle with the Treasurer.

H. B. 147, a bill to be entitled An act to amend chapter 235, Laws 1874-'5.

H. R. 62, resolution appointing a committee to consider the Constitutional Amendments.

H. R. 61, resolution in favor of W. F. King.

The Committee on Enrolled Bills reported that they had examined the following bills and found them correct, and they were ratified by the Speaker of this House:

S. B. 68, (H. B. 123) an act to be entitled An act supplemental to a supplemental act to lay off and establish the new county of Pamlico.

S. B. 133, (H. B. 146,) an act to be entitled An act to extend the time for the organization of the Rocky Mount Mills.

S. B. 22 (H. B. 119), An act for the relief of purchasers of certain lands in Clay and Macon counties.

S. R. 136 (H. R. 56), a resolution on Revised Constitution.

S. B. 115 (H. B. 29), an act to be entitled An act to prevent attempts to burn dwelling-houses and other houses.

S. B. 127 (H. B. 45), an act to be entitled An act to incorporate the town of Cameron, in the county of Moore.

S. B. 65 (H. B. 122), an act to be entitled An act in relation to changing the gauge of railroads.

S. B. 5 (H. B. 80), an act to be entitled An act to amend an act entitled an act to incorporate the Dan River Navigation Company.

S. B. 125 (H. B. 41), an act to be entitled An act in favor of Madison county.

S. B. 56 (H. B. 5), an act to be entitled An act to provide for the registration of certain deeds and other instruments of writing, and to make valid the registration of others.

Leave of absence was granted to Messrs. Duggan, Proffitt, Graves, Ward of Bertie, Cooper, McRae, Ward of Chowan, Stephenson and Council.

INTRODUCTION OF BILLS.

By Mr. Rose: A bill to repeal section 4, chapter 136 of Laws of 1874-'75. And

By Mr. Lloyd: A bill to amend chapter 136 of Private Laws of 1873-'74.

By Mr. Purnell: A bill the more effectually to secure a mechanics' lien on personal property and for other purposes.

And by Mr. Purnell: A bill to secure sub-contractors, &c., supplemental to chapter 65 Battle's Revisal; both of which were referred to the Committee on the Judiciary.

A message was received from the Senate transmitting Senate amendments to H. R. 48, a resolution to raise a joint committee to visit the Insane Asylum.

S. B. 98, a bill to amend section 389, chapter 17, of Battle's Revisal.

S. B. 114, a bill concerning the exchange of the Public Documents of the State of North Carolina.

S. B. 103, a bill to make the Cape Fear river a lawful fence.

They were read the first time. And

S. B. 98, 103 and 114 were placed on the Calendar.

On motion, the question was put on concurrence in the Senate amendments to H. R. 48.

The amendments were concurred in, and a message was sent to the Senate, informing that body thereof.

THE UNFINISHED BUSINESS

Of yesterday, being the report of the Committee on Privileges and Elections in the New Hanover and Pender county contested election cases, was taken up.

Mr. Rose moved to postpone its consideration for one hour.

Mr. Wilson of Transylvania moved to refer the question to the Supreme Court.

Mr. Moring called the previous question.

The call was sustained, and the main question was ordered.

The question was put on Mr. Wilson's amendment, and it was lost.

The question then recurred on the minority report of the committee.

Mr. Moring demanded the ayes and nays.

The call was sustained, and the report was adopted by the following vote:

Affirmative—Messrs. Bledsoe, Carter of Buncombe, Cobb, Dunlap, Fox, Harriss, Hartsell, M'Brayer, McLean, McRae, Moring, Morris, Ormond, Parish, Powell, Ransom, Rose, Rowland, Rush, Ryals, Sams, Simmons, Simpson, Stephenson, Swaim, Winslow and Worth—27.

Negative—Messrs. Ardrey, Aycock, Bizzell, Braswell, Brown, Bryant, Clark of Bladen, Clarke of Craven, Cooper, Crews, Davis of Haywood, Davis of Lenoir, Fagan, Fennell, Haynes, Hood, Horton of Wilkes, Hughes, Johnson of Warren, Lineback, McCubbins, McIver, McClure, Moye, Pinnix, Purnell, Rogers, Scott, Shackelford, Sharpe, Singeltary, Todd of Wake, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of Burke and Wilson of Transylvania—38.

The question was then put on the majority report, and a division being had, it was adopted.

Mr. Moring moved to reconsider the vote by which the majority report was adopted, and to make it the special order for January 5, 1877.

Mr. Pinnix moved to lay that motion on the table.

Mr. Moring demanded the ayes and nays. The call was sustained, and the motion to reconsider was tabled by the following vote:

Affirmative—Messrs. Ardrey, Bizzell, Bryant, Clarke of Craven, Cooper, Crews, Davis of Haywood, Davis of Lenoir, Ennis, Fagan, Fennell, Fox, Fulcher, Haynes, Hood, Horton of Wilkes, Johnson of Warren, Johnston of Washington, Lineback, McIver, McClure, Pinnix, Purnell, Quinnerly, Rogers, Rush, Scott, Shackelford, Sharpe, Simmons, Singel-

tary, Todd of Wake, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of Transylvania—37.

Negative—Aycock, Bledsoe, Braswell, Brown, Carter of Buncombe, Clark of Bladen, Cobb, Dunlap, Harriss, Hartsell, King, McCubbins, McLean, McRae, Moring, Morris, Moye, Parish, Powell, Ransom, Rose, Rowland, Ryals, Sams, Simpson, Smith, Stephenson, Swaim, Winslow and Worth—30.

Mr. Rose moved to take up a bill introduced by himself this morning, being H. B. 158, a bill to repeal section 4, chapter 136, laws of 1874-'5.

Mr. Pinnix moved to refer the bill to the Judiciary Committee.

Mr. Clarke, of Craven, moved its postponement until January 5th, 1877.

The question was put on the motion of Mr. Pinnix, and it prevailed.

Mr. Moring gave notice of his intention to enter a protest. H. B. 114, a bill to incorporate the town of Laurinburg, in the county of Richmond, was put on its third reading, and passed by the following vote, and was ordered to be engrossed and sent to the Senate for concurrence:

Affirmative—Messrs. Aycock, Bizzell, Bledsoe, Carter of Buncombe, Clark of Bladen, Cooper, Council, Crews, Davis of Haywood, Dunlap, Ennis, Fagan, Fennell, Fox, Fulcher, Gaither, Harris, Hartsell, Haynes, Hood, Horton of Wilkes, Houk, Hughes, Lineback, Lloyd, M'Brayer, McCubbins, McIver, McLean, McClure, Morng, Morriis, Moseley, Moye, Ormond, Parish, Pinnix, Proffitt, Purnell, Quinnerly, Ransom, Rogers, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Simmons, Singeltary, Simpson, Stephenson, Swaim, Todd of Wake, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of Burke, Winslow, Worth and Young—64.

Negative-None.

Mr. Parish called up a petition, introduced on the 9th, relating to the impeachment of Samuel W. Watts, and on

his motion it was ordered to be referred to a special committee of five, to report during the month of January.

Mr. McLean, from the Committee on Claims, made a report upon H. R. 59, a resolution in favor of the Enrolling and Engrossing Clerks, and it takes its place on the calendar.

Mr. McBrayer moved to take S. B. 102, a bill to repeal chapter 15, Laws of 1871-'2, and to re-enact chapter 273, section 1, Laws of 1868-'9, and it was so ordered.

The Speaker appointed the following gentlemen the House branch of the joint committee to visit the Western Insane Asylum, viz.: Messrs. Henderson, Rose and Spake.

S B. 103, H. B. 160, a bill to make the Cape Fear river a lawful fence, was taken from the calendar and put on its several readings, and passed, and was ordered to be enrolled for ratification.

A message was received from the Senate, transmitting

S. B. 136, a bill to repeal chapter 76, Laws of 1870-'1. It was read the first time and placed on the Calendar.

A message was received from the Senate transmitting

S. R. 154 a resolution to pay the Public Printer.

S. R. 151, a resolution regarding the Enrolling and Engrossing Clerks; and

H. B. 90, a bill for the relief of sheriffs and tax collectors. They were read the first time and ordered to be placed on the Calendar.

A message was received from the Senate transmitting Senate amendments to House resolutions in regard to the purchase of stationery, which was placed on the Calendar.

S. B. 135, a bill to repeal chapter 76, Laws of 1870-'1, was taken up on its second reading.

Mr. Bledsoe moved that the roll be called, and upon the announcement of the number present, it appeared that only sixty gentlemen answered to their names, and there not being a quorum present,

On motion, the House adjourned until to-morrow at 9 o'clock.

TWENTIETH DAY.

House of Representatives, Dec. 13th, 1876.

The House was called to order at 9 o'clock. Mr. Speaker Price in the chair.

The Journal of yesterday was approved.

Messrs. Parish, M'Brayer and Harris were appointed a temporary Committee on Enrolled Bills.

On motion of Mr. Parrish,

- S. R. 151, a resolution in favor of the Enrolling and Engrossing Clerks was put on its several readings, and passed, and was ordered to be enrolled for ratification.
- S. R. 154, a resolution in favor of the public printer, was put on its passage and passed, and was ordered to be enrolled for ratification.

On motion of Mr. Cooper,

S. B. 96, a bill for the relief of sheriffs, was put on its second reading.

Mr. McCubbins moved a call of the House, and a quorum did not appear to be present, and further action on the bill was suspended.

The Committee on Enrolled Bills reported the following bills as properly enrolled:

S. B. 103, H. B. 160, an Act to make Cape Fear River a lawful fence;

H. B. 147, S. B. 158, an Act to amend chapter 239, Laws 1874-'75;

H. B. 115, S. B. 145, an Act to provide for the construction of certain roads in Burke, McDowell, Mitchell, Yancey and Caldwell counties;

H. R. 46, S. R. 118, resolution to require the President of the Western North Carolina Railroad Company to report progress of collection of claims against G. W. Swepson and M. S. Littlefield;

S. R. 154, H. R. 64, resolution to pay public printer;

H. B. 111, S. B. 141, an Act to amend chapter 87, section 40, Battle's Revisal;

H. B. 13, S. B. 108, an Act to prevent malicious injury to personal property;

H. B. 72, S. B. 116, an Act to indemnify Gates for the sup-

port of certain lunatics;

H. R. 55, S. R. 147, Resolutions in favor of Hon. R. M. Pearson and others;

H. B. 111, S. B. 141, an Act to amend chapter 87, section 40, Battle's Revisal;

S. R. 151, H. R. 63, resolution regarding the Enrolling and Engrossing Clerks;

And they were duly ratified by the Speaker of this House. And the Speaker then declared this House adjourned until Saturday morning, Dec. 30, at — o'clock.

TWENTY-FIRST DAY.

House of Representatives, Saturday, Dec. 30, 1876.

This being the day fixed under the resolution of adjournment on the 13th inst., for the re-assembling of the General Assembly,

At 12 o'clock the House was called to order by Speaker Price.

The Speaker directed the roll to be called, and the following gentlemen answered to their names:

Messrs. Ardrey, Bizzell, Bledsoe, Brown, Cale, Enniss, Fox, Harriss, Haynes, Horton, of Hertford, Horton, of Wilkes, Lineback, Lloyd, Morriss, Peel, Powell, Purnell, Reynolds, Rose, Shotwell, Spake, Stevenson and Swain.

And there being no quorum present, the Speaker declared the House adjourned until Monday morning at 10 o'clock.

TWENTY-SECOND DAY.

House of Representatives, Monday, Jan. 1, 1877.

The House met at 10 o'clock and was called to order by Mr. Speaker Price.

The Journals of Dec. 13th and of yesterday were read and approved.

INTRODUCTION OF PETITIONS.

By Mr. Carter, of Buncombe, a petition from certain citizens of Leicester, in the county of Buncombe, praying the prohibition of the sale of intoxicating liquors within two miles of Newfound Baptist Church; and the petition was placed on the calendar.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time and referred as follows:

By Mr. Vaughan, a bill making it a misdemeanor to carry concealed deadly weapons, and

By Mr. Henderson, a bill to alter the Constitution of North Carolina, changing the time of the commencement of the Governor's term of office, and omitting obsolete sections, &c.; both of which were referred to the Committee on the Judiciary.

By Mr. Lineback, a bill for the protection of the tax-payers of Forsyth county, which was referred to the Committee on

Propositions and Grievances.

By Mr. Singeltary, a bill in relation to county government, changing the provisions of sections 1 and 5, of article VII, on Municipal Corporations, and

By Mr. Geoffroy, a bill for the relief of the sheriff of Car-

teret; both of which were placed on the Calendar.

By leave, Mr. Dillard introduced a resolution to provide for the heating of the Capitol.

UNFINISHED BUSINESS.

S. B. 135, H. B. 163, a bill to repeal chapter 76, laws of 1870-'71, was taken up on its second reading, and the question being put on its passage, it appeared that no quorum voted.

Mr. Cobb called the ayes and nays.

The call was not sustained for want of a sufficient number.

Mr. Cobb then demanded a call of the House, and the following gentlemen responded to their names:

Messrs. Ardrey, Aycock, Bagley, Beam, Bizzell, Brown, Cale, Carter of Buncombe, Clark of Bladen, Cobb, Council, Crews, Davis of Haywood, Dillard, Dunlap, Ennis, Fagan, Fox, Gaither, Geoffroy, Gudger, Harrison, Harriss, Hartsell, Haynes, Henderson, Hood, Horton of Hertford, Horton of Wilkes, Houk, Jarvis, King, Leach, Lineback, Lloyd, M'Brayer, McCubbins, McRae, Moring, Morris, Mosely, Parish, Peel, Pinnix, Proffitt, Ransom, Reynolds, Richardson, Roberts, Rowland, Rush, Sharpe, Shot-

well, Simmons, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Swain, Todd of Ashe, Vaughn, Ward of Chowan, Wilson of Burke, Winslow and Yount.—67.

The bill was again put on its second reading.

Mr. Lloyd demanded the ayes and nays, and the call was not sustained.

The bill then passed its second reading, and under a suspension of the rules went to its third reading.

Mr. Bagley demanded the ayes and nays. The call was sustained and the bill passed its third reading by the following vote, and was ordered to be enrolled for ratification:

Affirmative—Messrs. Ardrey, Aycock, Beam, Bizzell, Brown, Carter of Buncombe, Clark of Bladen, Cobb, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fox, Gaitler, Geoffroy, Gudger, Harriss, Hartsell, Henderson, Horton, Wilkes, Houk, Jarvis, King, Leach, M'Brayer, McCubbins, McRae, Moring, Morris, Moseley, Parish, Peel, Pinnix, Proffitt, Ransom, Richardson, Roberts, Rowland, Rush, Sams, Sharpe, Singeltary, Smith, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan, Wilson of Burke, Wilson of Transylvania, Winslow, Yount—54.

Negative—Messrs. Bagley, Cale, Crews, Ennis, Harrison, Haynes, Hood, Horton of Hertford, Lineback, Reynolds, Simmons and Ward of Chowan—12.

On motion of Mr. Gudger, the vote by which the bill passed its third reading was reconsidered and that motion laid on the table.

On motion of Mr. Vaughan, the resolution in relation to heating the capitol was taken up and adopted, and it was transmitted to the Senate without engrossment.

The unfinished business was resumed, and

S. B. 102, a bill to repeal chapter 15, Acts of Assembly of 1871–'2 was taken up and, on motion of Mr. Shotwell, was recommitted to the Judiciary Committee.

And the same disposition was made of

S. B. 96, a bill for the relief of sheriffs and tax collectors.

On motion of Mr. Geoffroy, the bill introduced by him during the morning session for the relief of the sheriff of Carteret, was taken up and put on its several readings and passed, and was ordered to be sent to the Senate without engrossment.

H. B. 36, a bill to reduce the price of the public printing, was put on its second reading, but on motion of Mr. Carter of Buncombe, was passed over.

On motion of Mr. Carter of Buncombe, the House took as recess until fifteen minutes before 12 M.

At the hour designated, the House reassembled.

Mr. Pinnix gave notice that on Thursday next, he would introduce resolutions of respect to the memory of P. M. Winchester, deceased, late a member of this House from the county of Rockingham.

A message was received from the Senate informing the House that the Senate had adopted an amendment to the House resolution providing for the heating of the capitol, by inserting after the word "stove" the words "or otherwise."

The question was put on concurrence and the amendment was concurred in.

The Speaker appointed Mr. Geoffroy as a temporary member of the Committee on Enrolled Bills.

Mr. Geoffroy, from the Committee on Enrolled Bills, reported that

S. B. 135, a bill to repeal chapter 76, Laws of 1870-'1, was correctly enrolled and it was duly ratified by the Speaker of this House.

A message was sent to the Senate informing that body of the concurrence of the House in the Senate amendments to the resolution in regard to heating the capitol.

The Speaker appointed Messrs. Dillard and Bledsoe a committee on the part of the House for heating the hall.

On motion of Mr. Gudger, the House adjourned until tomorrow at 10 o'clock.

TWENTY-THIRD DAY.

House of Representatives, Tuesday, Jan. 2nd, 1877.

The House was called to order at 10 o'clock by Mr. Speaker Price.

The Journal of yesterday was read and approved.

INTRODUCTION OF PETITIONS.

By Mr. Carter of Buncombe: A petition from certain citizens of Buncombe county asking that the sale of spirituous liquors be not prohibited within two miles of Newfound Baptist church, and it was placed on the Calendar.

Mr. Shackelford, chairman of Committee on Engrossed Bills, reported the following bills, resolutions and amendments correctly engrossed, and they were transmitted to the Senate for concurrence,

H. B. 114, a bill to be entitled an Act to incorporate the town of Laurinburg in the county of Richmond.

Mr. Henderson moved that ex-Lieutenant Governor Armfield, who was present in the hall, be invited to a seat on the floor of the House, and the invitation was so extended.

INTRODUCTION OF RESOLUTIONS.

By Mr. Ransom: A resolution fixing the hour of meeting and adjournment of this House. Placed on the Calendar.

INTRODUCTION OF BILLS.

By Mr. M'Brayer: A bill to prohibit the sale of spirituous liquors within one mile of Kings Mountain High School,

Cleaveland county, which was referred to the Committee on Propositions and Grievances.

THE CALENDAR

was taken up, and the question was put upon concurrence in the Senate amendment to House resolution in regard to the purchase of stationery, and the amendment was concurred in.

H. B. 71, a bill to repeal and amend certain sections of chapter 6, Battle's Revisal, in relation to the Insane Asylum, was put on its second reading and, on motion of Mr. Moring, it was ordered to be printed and made the special order for Saturday next.

By leave, Mr. McGehee introduced a bill to settle the ridings of the several judicial districts of this State amongst the judges of the Superior Court. Under a suspension of the rules it was put on its second reading.

Mr. Cooper moved to amend by striking out, in line 3 of section 13, the words "preceding each circuit." The amendment was lost, and the bill then passed its second reading, and without objection went to its third reading, passed, and was ordered to be engrossed and sent to the Senate for concurrence.

On motion of Mr. Moring, the vote by which the bill passed its final reading was reconsidered, and that motion laid on the table.

H. B. 36, a bill in relation to the price of public printing, was, on motion of Mr. Vaughan, referred to the Committee on Public Printing.

H. B. 54, a bill to extend charters granted within the last two years, was, on motion, laid on the table.

On motion of Mr. Moring, the House took a recess to 15 minutes before 12 o'clock.

The House reassembled at the hour appointed.

On motion of Mr. Lloyd, indefinite leave was granted to Mr. Carter, of Warren, on account of sickness.

A message was received from the Senate transmitting engrossed Senate amendments to H. B. 88, a bill for the relief of the shad fishermen in Albemarle Sound.

The question was put on concurrence, and the amendment was concurred in, and the bill was ordered to be enrolled for ratification.

By leave, Mr. Staples introduced a resolution in favor of the Hon. Thomas Settle, providing for the payment for his services in organizing and presiding over the Constitutional Convention.

By consent, Mr. Rose introduced a resolution to the sale of the State arsenal in Fayetteville, which was placed on the Calendar.

THE CALENDAR

was resumed, and

H. B. 130, a bill to incorporate Zenoah Lodge, No. 235, Independent Order of Beni Berith, of Tarboro, Edgecombe county, was taken up and passed its second reading.

H. B. 134, a bill to allow mechanics sixty days within which to file their liens, was put on its several readings, passed, and was ordered to be engrossed and sent to the Senate for concurrence.

On motion of Mr. Moring, H. B. 71, a bill in relation to the Insane Asylum, was made special order for Friday, instead of Saturday, as previously ordered.

Under suspension of the rules, the resolution in favor of the Hon. Thomas Settle, introduced during the morning session, was taken up.

Mr. Wilson, of Burke, moved its reference to the Committee on Claims, and the question was on that motion.

Mr. Carter, of Buncombe, moved to lay the resolution on the table.

On that motion Mr. Lloyd demanded the ayes and nays, which did not prevail, and the question recurring on Mr.

Carter's motion, it was carried, on a division by a vote of ayes 45, nays 34.

A message from the Senate was received transmitting

S. B. 86, a bill to settle the ridings of the several judicial districts of the State, &c.

On motion of Mr. McGehee, the bill was put on its several readings, and passed, and was ordered to be enrolled for ratification.

THE CALENDAR

was resumed, and

H. B. 145, a bill to incorporate the New Hanover County Fair Industrial Association was taken up and passed over informally.

On motion of Mr. Parish, the vote by which the resolution in favor of the Hon. Thomas Settle was laid on the table, was reconsidered, and the resolution made the special order for Thursday next at 12 o'clock.

H. B. 155, a bill to repeal sections 13 and 14 of chapter 80, of Battle's Revisal, was taken up, and on motion of Mr. Todd, of Ashe, was referred to the Committee on the Judiciary.

H. B. 158, a bill to repeal section 4, chapter 136, laws of 1874-'5, was, on motion of Mr. Pinnix, recommitted to the Judiciary Committee.

H. B. 156, a bill to secure to sub-contractors, &c., was, on motion of Mr. Henderson, recommitted to the Judiciary Committee.

H. B. 157, a bill to amend chapter 136, of private laws of 1873-'4, was, on motion of Mr. Henderson, recommitted to the Committee on Corporations.

H. B. 168, a bill relating to county government, was, on motion of Mr. Singeltary, referred to the Committee on County Government.

H. R. 45, a resolution in favor of the public printing, was referred to the Committee on Finance.

H. R. 57, a resolution to secure the arrest of refugees from justice, was, on motion of Mr. King, referred to the Committee on the Judiciary.

H. R. 59, a resolution in favor of the Engrossing and Enrolling Clerks was taken up, and the question was upon the amendment proposed by the Committee on Claims. The amendment was rejected, and the question then recurred upon the adoption of the resolution, and it was lost.

S. B. 34, H. B. 102, a bill to amend chapter 237, laws of 1874-'5, was put on its second reading, and, on motion, laid on the table.

On motion of Mr. McLean, the vote by which H. R. 59 failed to pass, was reconsidered, and, on motion of Mr. Todd, of Ashe, was referred to the Committee on Finance.

On motion of Mr. Todd, of Ashe, the House adjourned until to-morrow at 11 o'clock.

TWENTY-FOURTH DAY.

House of Representatives, Wednesday, Jan. 3, 1877.

The House met at 11 o'clock, and was called to order by Mr. Moring.

The Journal of yesterday was read and approved.

INTRODUCTION OF PETITIONS.

By Mr. Yount: A petition from certain citizens of Catawba and Lincoln counties, against the repeal of chapter

102, laws of 1873-'74, which took its place upon the Calendar.

Mr. Shackelford of the Committee on Engrossed Bills, reported as engrossed and transmitted to the Senate for concurrence,

H. B 134, a bill to be entitled an Act to allow mechanics sixty days within which to file their liens.

The committee on heating the halls made a report which was read.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time, and disposed of as follows:

By Mr. Jarvis, A bill for the relief of delinquent sheriffs, &c.: and

By Mr. Rush, A bill to prevent the felling of timber in the Tennessee river, in the county of Macon; both of which were placed on the Calendar.

By Mr. Cooper, A bill to amend Battle's Revisal, chapter 17, reducing the terms of the Superior Court in Graham and other counties to one week; and

By Mr. Parish, A bill to repeal chapter 245, laws of 1874-75; both of which were referred to the Committee on the Judiciary.

By Mr. Cooper, A bill to amend section 5, chapter 105 of Battle's Revisal, which was referred to the Committee on Propositions and Grievances.

By Mr. Wilson, of Burke: A bill to modify and change article 7 of the Constitution of North Carolina, which was referred to the Committee on County Government; and

By Mr. Wilson, of Burke, A bill to aid in the construction of the Chester and Lenour Narrow Gauge Railroad; which was referred to the Committee on Corporations.

The morning hour having expired on motion of Mr. Gudger,

H. B. 168, a bill relating to county government, &c., was ordered to be withdrawn from the Committee on County Government, and to be printed, the usual number to be furnished for the use of this House.

On motion of Mr. Jarvis, the bill introduced by him during the morning session was put on its several readings and passed, and was ordered to be sent to the Senate without engrossment, and a message was sent to the Senate transmitting the same, and the bill goes on the Calendar as H. B. 171.

By leave, Mr. Dillard introduced a resolution instructing the committee on heating the halls to proceed at once to let out contracts.

On motion of Mr. Henderson, the rules were suspended, and the resolution was put on its passage and was adopted, and ordered to be sent to the Senate without engrossment, and a message was sent to the Senate transmitting the same.

Leave of absence was granted to Mr. Rose from to-day until Tuesday next.

To Mr. Heap, indefinitely, on account of sickness.

To Mr. Spakes, indefinitely, on account of sickness.

To Mr. White for the same reason.

To Mr. Braswell until Monday next.

To Mr. Roberts for two days.

And to Mr. Todd, of Wake, from December 30th until to-day.

Mr. Gudger, from the Committe on Propositions and Grievances, by leave, made a report on House resolution 26, concerning the relations between the white and colored races of the State, with an amendment, and recommended that with the adoption of the amendment the resolution do pass. On

H. B. 63, a bill to extend the time of F. W. Bell, sheriff of Bertie, till the 1st of January, 1877. to settle with the Public Treasurer, with the recommendation that it do not pass; and unfavorably on

H. B. 141, a bill for the relief of John D. Davis, sheriff of Carteret, on certain conditions; and favorably on

S. B. 50, H. B. 121, a bill to make the Cashie River a lawful fence from Windsor, Bertie county, to the Ryon place in the same county.

On motion of Mr. Swaim, the rules were suspended, and H. R. 26 was put on its adoption. The question was put on the adoption of the amendment, and it was adopted.

Mr. Bagley moved to strike out in line 13, before the word "taught," the word "erroneously."

Mr. Vaughan moved that the resolution be laid on the table, but withdrew it for the present with a notice of renewal.

Mr. Williamson moved to amend by striking out the word "erroneously."

Mr. Vaughan renewed his motion to table, and on that motion, Mr. Pinnix demanded the ayes and nays. The call was sustained and the House refused to table by the following vote:

Affirmative—Messrs. Allen, Bagley, Bizzell, Bledsoe, Cale, Clarke of Craven, Crews, Davis of Haywood, Ennis, Ewing, Fulcher, Geoffroy, Harrison, Haynes, Henderson, Hood, Horton of Hertford, Houk, Johnson of Warren, Lineback, McRae, Reynolds, Rogers, Rowland, Rush, Simmons, Todd of Wake, Vaughn, Ward of Chowan and Wilson of Burke.—30.

Negative—Messrs. Ardrey, Aycock, Baxter, Beam, Braswell, Brown, Carter of Buncombe, Clark of Bladen, Cooper, Council, Dillard, Dunlap, Fennell, Fox, Gudger, Harriss, Hartsell, Horton of Wilkes, Hughes, Jarvis, King, Leach, Lloyd, M'Brayer, McCubbins, McGehee, McClure, Morris, Moseley, Parish, Peel, Pinnix, Powell, Proffitt, Quinnerly, Ransom, Richardson, Sams, Shakelford, Sharpe, Singeltary, Simpson, Smith, Staples, Stephenson, Swaim, Todd of Ashe, Williamson, Wilson of Transylvania, Winslow, Worth and Yount.—52.

Mr. Gudger demanded the previous question.

The call was sustained and the main question ordered.

The question was then put on the amendment of Mr. Williamson, and it was lost.

The question recurred on the amendment of Mr. Bagley, and it was lost, and the resolution as amended was put on its adoption.

Upon the passage of the resolution, Mr. King demanded the ayes and nays.

The call was sustained and the resolution adopted by the following vote:

Affirmative—Messrs. Ardrey Aycock, Baxter, Beam, Braswell, Brown, Carter of Buncombe, Clark of Bladen, Cooper, Council, Dillard, Dunlap, Fennell, Fox, Fulcher, Geoffroy, Gudger, Harriss, Hartsell, Henderson, Horton of Wilkes, Hughes, Jarvis, King, Leach, M'Brayer, McCubbins, McGehee, McClure, McRae, Morris, Moseley, Parish, Peel, Pinnix, Powell, Proffitt, Quinnerly, Ransom, Richardson, Rose, Rowland, Rush, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan, Wilson of Burke, Wilson of Transylvania, Winslow, Worth and Yount—60.

Negative—Messrs. Allen, Bagley, Bizzell, Bledsoe, Cale, Clarke of Craven, Crews, Davis of Haywood, Duggan, Ennis, Ewing, Harrison, Haynes, Hood, Horton of Hertford, Johnson of Warren, Lineback, Lloyd, Reynolds Rogers, Simmons, Todd of Wake, and Ward of Chowan—24.

H. B. 130, a bill to incorporate Zenoah Lodge, No. 235, of Tarboro, was put on its several readings and passed, and was ordered to be engrossed and sent to the Senate for concurrence.

H. B. 129, a bill to require the Secretary of State to perfect grants by the insertion of the number of the tract of land for which issued, &c., was taken up on its second reading, and, on motion of Mr. Todd, of Ashe, was referred to the Committee on the Judiciary.

On motion of Mr. Pinnix; it was ordered that a message be sent to the Senate, proposing to raise a joint select committee of three on the part of the House, and two on the part of the Senate, to wait upon his Excellency the Governor, and inform him of the readiness of the General Assembly to receive any communications it may please him to make.

On motion, the House adjourned until to-morrow at 10

o'clock.

TWENTY-FIFTH DAY.

House of Representatives, Thursday, Jan. 4, 1877.

The House met at 10 o'clock, and was called to order by Speaker Price.

The journal of yesterday was read and approved.

INTRODUCTION OF PETITIONS.

By Mr. Staples, a memorial from physicians asking for relief, which lays over for one day.

By Mr. McClure, a petition from certain citizens of Clay county, asking the removal of road exemptions in the county of Clay, which by request was referred to the committee on Propositions and Grievances.

REPORTS OF COMMITTEES.

Mr. McGehee, from the committee on finance, reported unfavorably on the following,

On H. D. 17. a bill to repeal chapter 84, public laws of 1874 '75, and to regulate the rate of interest; on H. B. 18,

a bill to regulate the rate of interest; on H. R 45, a resolution in favor of Josiah Turner; and on H. R. 50, a resolution in favor of the Enrolling and Engrossing clerks.

Mr. Staples, from the committee on the Judiciary, reported unfavarably on

H. B. 87, a bill to amend section 9, chapter 65, of Battle's Revisal; on

H. B. 129, a bill to require the Secretary of State to perfect grants, &c.; on

H. B. 139, a bill for the relief of the late sheriff of Polk county; and on

S. B. 90, H. B. 162, a bill for the relief of sheriffs and tax collectors, with an amendment; and, with the adoption of the amendment, recommends that the bill do pass.

Mr. Pinnix, from the same committee, reported on

H. B 81, a bill to amend Battle's Revisal in relation to jurors, with the opinion of the committee that the bill was unnecessary.

Mr. McGeliee, from the committee on Finance, made an additional report, and reports unfavorably on

H. B. 1, a bill to extend the time of Jas. B. McPherson, tax collector of Pender county; on

H. B. 215, a bill for the relief of the tax collector of Jackson county; on

H. B. 42, a bill for the relief of the tax payers of Carteret county; and on

H. R. 2, a resolution in favor of R. M. Hardie, sheriff o Cumberland county.

Mr. Shackleford, chairman of committee on Engrossed Bills, reported the following bills and resolutions as correctly engrossed, and sent to the Senate for concurrence.

H. B. 130, a bill to be entitled an Act to incorporate Zenoah Lodge No. 235, Independent Order "Beni Berith" (I. O. B. B.) of Tarboro, Edgecombe county.

H. R 23, a resolution concerning the relations between the white and colored people of the State.

INTRODUCTION OF RESOLUTIONS.

By Mr. Henderson, are solution in favor of the "News Publishing Company," which was referred to the committee on Finance.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time, and referred as follows:

By Mr. King, a bill to enlarge the jurisdiction of magistrates, which was referred to the committee on the Judiciary.

By Mr. Fennell, a bill entitled an Act to amend an Act entitled an Act to prohibit the sale of cotton within certain hours, which was referred to the committee on Propositions and Grievances.

By Mr. Richardson, a bill to incorporate the Bellevue Cemetery, which was referred to the committee on Corporations.

On motion of Mr. Rose, H. B. 162, S. B. 90, a bill for the relief of sheriffs and tax collectors was taken up. The question was put on the adoption of the amendments offered by the committee, and carried, and the question then recurred on the passage of the bill, so amended, on its second reading. The bill passed, and without objection went to the third reading.

Mr. Richardson moved to amend by striking out the provision in sec. 2.

Mr. Carter, of Buncombe, moved the recommittal of the bill, but withdrew it to move that the bill be made the special order for Tuesday next at 12 o'clock.

Mr. Staples offered the following amendment:

Add, after last word in section 2, "this proviso shall not apply to tax collectors and sheriffs in office.""

And the bill with the amendment, under the motion of Mr. Carter, was made the special order for Tuesday at 12 o'clock.

THE CALENDAR

was taken up, and

H. R. 65, a resolution in regard to the adjournment of this House, was taken up.

Mr. Gudger moved to amend, by striking out the words "and adjourn," and all after them; also "ten," and insert "half past ten." The amendment was adopted, and as amended, the resolution was adopted.

The Speaker laid before the House a memorial, praying for the impeachment of Hon. Samuel W. Watts.

The reading was suspended, on the motion of Mr. Parish to refer the memorial to a special committee of five.

The motion prevailed, and the Speaker appointed as said committee, Messrs. Parish, Todd of Ashe, Vaughan, Moring and Purnell.

On motion of Mr. Wilson, of Burke, it was ordered that H. B. 168, a bill to modify and change Article 7 of the Constitution of North Carolina, be withdrawn from the committee, and be printed and laid upon the desks of the members of this House.

A message was received from the Senate, transmitting S. B. 110, a bill to amend section 252, chap. 17, Battle's Revisal;

- S. B. 40, a bill to destroy one-half the fees of Solicitors;
- S. B. 94, a bill to incorporate Kinston Collegiate Institute;
- S. B. 135, a bill to repeal chap. 76, Laws of 1870-'71, and
- S. R. 139, a resolution of instruction to the State Geologist.

They were read the first time, and referred as follows:

- S. B. 40, 110, and 135, to the committee on the judiciary;
- S. B. 94, to the committee on mines, mechanics, &c.

A message from the Senate was received, transmitting

S. B. 152, a bill to authorize the town of Milton to subscribe \$10,000 to the Stock of the Milton and Sutherlin N. G. R. R.; and

S. B. 104, a bill to prohibit the sale of spirituous liquors within three miles of Shocco Chapel and People's Hall, in Warren county;

They were read the first time, and S. B. 152 was referred to the committee on railroads, post-roads, &c., and S. B. 104,

to the committee on propositions and grievances.

A message was received from the Senate, informing the House, that the Senate had concurred in the proposition of the House to appoint a joint select committee to wait upon the Governor and inform him of the readiness of this General Assembly to receive any communications it may please him to make, and had appointed Messrs. Robinson and Mercer as the Senate branch of said committee.

The Speaker appointed Messrs. Pinnix, Gudger and Moring as the House branch of the same committ e.

THE CALENDAR

was taken up, and

H. B. 63, a bill for the relief of F. W. Bell, sheriff of Bertie, was taken up on its second reading, and was, on motion, laid on the table.

H. B. 141, a bill for the relief of John D. Davis, sheriff of Carteret, was disposed of in the same way.

H. B. 177, a bill to prevent the felling of timber in the Tennessee River, was, on motion of Mr. Todd, of Ashe, referred to the Committee on Propositions and Grievances.

Mr. Hill asked leave to withdraw from the calendar H. B. 145, a bill to incorporate the New Hanover Industrial Fair Association.

Mr. Todd, of Ashe, moved to lay the bill on the table.

The motion was lost, and leave to withdraw was had.

By leave, Mr. Purnell introduced a bill for the relief of

the tax-payers of Wake county, which was placed on the Calendar.

The Calendar was resumed, and

H. R. 66, a resolution in relation to the sale of the State Arsenal at Favetteville, was put on its passage and adopted.

S. B. 50, H. B. 121, a bill to make Cashie River a lawful fence from Windsor, Bertie county, etc., was put on its second reading and passed.

S. B. 59, H. B 152, a bill punishing the embezzlement of city, county and other funds, on motion of Mr Todd, of Ashe, was referred to the judiciary committee.

S. B. 89, H. B. 154, a bill to prevent the felling of trees in North East River, was, on motion of Mr. Henderson, similarly disposed of.

S. B. 98, H. B. 159, a bill to amend section 389, chap. 17, of Battle's Revisal, on motion of Mr. Rose, was disposed of in the same way.

S. B. 114, H. B. 161, a bill concerning the exchange of Public Documents, &c., was, on motion of Mr. Parish, disposed of in the same way.

S R. 57, H. R. $40\frac{1}{2}$, resolution to appoint a committee on the State debt, was adopted.

S. R. 73 H. R. 50, a resolution of instructions to our Senators and Representatives in Congress, was put on its adoption. Amendments were offered, and the resolution, with the amendments, was ordered to be referred to the committee on propositions and grievances.

Mr. I innix on the part of the House branch of the joint committee to wait upon the Governor, reported that His Excellency would communicate to the General Assembly at an early day.

The Calendar was continued.

The petition from certain citizens of Catawba against the

repeal of chapter 102, Laws of 1873-'74, was referred to the Committee on the Judiciary.

And the following to the Committee on Propositions and Grievances.

A petition from citizens of Leicester, in the county of Buncombe, praying for the prohibition of the sale of spiritons liquors within two miles of Newfound Baptist Church, in said county.

A counter petition from citizens of the same; and a petition from citizens of Columbus county, opposing the prohibition of the sale of spirituous liquors within two miles of Piney Forest Church.

On motion of Mr. Staples, the memorial of S. M. Dunn was referred to the Committee on the Judiciary.

The hour for the special order, being H. R. 66, a resolution in favor of Hon. Thomas Settle, having arrived, the question was put on the motion of Mr. Parish, to reconsider the vote by which the resolution failed to pass. The reconsideration was had and, on motion of Mr. Staples, the resolution was referred to the Committee on Claims.

The bills reported this morning by the several committees were, on motion, put on their second reading.

H. B. 15, a bill for the relief of J. D. Buchanan, tax collector of Jackson county, on motion of Mr. King, was laid on the table.

S. R. 74, H. R. 53, a resolution in favor of soldiers from North Carolina who had lost both eyes in the Confederate service, was put on its second reading.

The question was put on the amendment proposed by the committee, and it was adopted.

Mr. Bagley submitted the following amendment:

"Amend so as to include all persons blind in both eyes, who are not entitled to admission into the Asylum for the Deaf, Dumb and Blind."

The question was on the amendment, upon which Mr Bagley demanded the ayes and nays.

The motion was lost, and the question was then put on the amendment, which was lost.

The question was then on the adoption of the resolution as amended by the committee.

Mr. Wilson, of Burke, offered the following amendment:

"And also those who lost the use of their tongues or arms, from being paralyzed by wounds."

The amendment was lost.

The question again recurred on the passage of the resolution, upon which Mr. Bagley demanded the ayes and nays.

The call was not sustained, and, on a division, the resolution passed its second reading by a vote of ayes 53; nays 19; and the resolution was then put on its third reading.

Mr. Fulcher offered the following amendment:

"Amend by including those who have lost their limbsby ship-wreck."

Mr. Gudger demanded the previous question.

Mr Moring gave notice of an amendment.

The motion of Mr. Gudger was put to the House, and the call for the previous question was not sustained.

The question was then put on Mr. Fulcher's amendment, and it was lost.

Mr. Ormond offered the following amendment:

Amend by inserting after "Confederate soldiers," "alla Federal soldiers," and the question was put and lost.

Mr. Moring offered the following amendment:

Strike out "who lost both eyes," and insert, "who lost his

entire eyesight," and on a division the amendment was adopted.

The question was then on the passage of the resolution as amended.

Mr. Cooper moved to refer the resolution to the committee on the Judiciary, but withdrew his motion to substitute a recommittal to the committee on Propositions and Grievances.

Mr. Bagley moved the indefinite postponement of the resolution, and on that motion demanded the ayes and nays. The call was sustained, and the House refused to postpone by the following vote:

Affirmative—Messrs. Bagley, Bledsoe, Bunn, Cale, Crews, Davis, of Lenoir, Duggan, Ennis, Ewing, Haynes, Hood, Horton, of Hertford, Johnson, of Warren Johnston, of Washington, Lineback, Ormond, Todd, of Wake, Ward, of Chowan, Wilson, of Transylvania—19

Negative—Messrs. Abbott, Ardrey, Aycock, Baxter, Beam, Bizzell, Brown, Carter, of Buncombe, Clarke, of Craven, Cobb, Cooper, Counci!, Davis, of Haywood, Dillard, Dunlap, Fagan, rennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Gudger, Harrison, Harriss, Hartsell, Henderson, Hill, Horton, of Wilkes, Houk, Hughes, Jarvis, Kenan, King, Leach, Lloyd, M'Brayer, McCubbins, McGehee, McLean, McClure, McRae, Moring, Morris, Moseley, Parish, Peel, Pinnix, Powell, Proffitt, Purnell, Quinnerly, Ransom, Reynolds, Richardson, Rogers, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Simmons, Singletary, Smith, Staples, Stephenson, Swaim, Todd, of Ashe, Vaughan, Williamson, Wilson, of Burke, Winslow, Worth, Yount—77.

Mr. Vaughan offered the following amendment:

Amend by inserting after the word "eyes," the words "or was totally disabled from performing manual labor."

The question then recurred on the motion of Mr. Cooper to recommit to the committee on propositions and grievances, and the motion did not prevail.

The question was then put on the amendment of Mr. Vaughan, and it was lost.

The question was then put on the passage of the resolution on its third reading. Mr. Bagley called for the ayes and nayes, which failed in a division, and the resolution then passed, and was ordered to be sent, with engrossed amendments, to the Senate for concurrence.

H. R. 59, a resolution in favor of the Enrolling and Engrossing Clerks was taken up, and, on motion, was laid on the table.

By consent, Mr. Pinnix introduced resolutions of respect to the memory of Dr. P. M. Winchester, late a member of this House, from the county of Rockingham.

On motion of Mr. Moring, it was resolved that when this House adjourn, it adjourn in honor of the memory of Dr. P. M. Winchester.

Mr. Pinnix moved to place the resolutions on the Calendar, and they were then read.

HOUSE OF REPRESENTATIVES, JANUARY 4TH, 1877.

RESOLUTIONS OF RESPECT TO THE MEMORY OF THE LATE DR. P. M. WINCHESTER.

Whereas, Since the convening of the present session of the General Assembly, Dr. P. M. Winchester, an able and efficient member of the House of Representatives, from the county of Rockingham, has been stricken by the hand of death, whilst in the faithful discharge of the high and responsible duties of his office; and Whereas, It is meet and proper that this House, of which he was a member, should pay the fullest respect to the memory of one who occupied

so exalted a position in the esteem of his fellow-members, on account of his many virtues; therefore,

Be it Resolved by the House of Representatives, That in the death of the late Dr. P. M. Winchester, the county of Rockingham and the State of North Carolina have lost a faithful public servant, and this House a member who stood ready at all times to further, by his efforts, the welfare and prosperity of his county.

Resolved, That we recognize in the deceased a man whose character was free from stain or reproach, and whose private life was distinguished by his honesty, integrity and uprightness.

Resolved, That these resolutions be spread upon the Journal of this House, and that the Speaker be and is hereby requested to transmit to the widow and family of the deceased, a copy of the same, with an expression of heartfelt sympathy and condolence in their great bereavement.

Resolved, That as a token of respect to the deceased, the House of Representatives do now adjourn.

The question was then put on their adoption.

On motion of Mr. Rose, the vote was taken, the whole House standing, and they were adopted unanimously, and ordered to be spread upon the Journal of the House, and a copy was ordered to be prepared for the signature of the Speaker of the House, to be transmitted to the family of the deceased.

By consent, Mr. Bagley introduced a resolution, which was read and placed on the Calendar.

Leave of absence was granted to Mr. Graves, to Mr. Davis, of Lenoir, to Mr. Duggan, and to Mr. Hill, from Dec. 20th until to-day, and to Mr. Scott from the 30th until Monday next.

Mr. Clarke, of Bladen, was announced as detained at his rooms by siekness.

On motion, the House adjourned till half-past 10 o'clock to-morrow.

TWENTY-SIXTH DAY.

House of Representatives, Friday, January 5th, 1877.

The House met at half-past ten o'clock, Mr Pinnix in the chair.

The journal of yesterday was approved.

Leave of absense was granted for Mr. Ryals and for Mr. Abbott, from December 30th until to-day, they having been detained from their seats by unavoidable causes.

INTRODUCTION OF PETITIONS.

By Mr. Davis, of Haywood, a petition from certain citizens of Haywood county, praying the prohibiting the sale of intoxicating liquors within two miles of Waynesville Academy, in the county of Haywood, and,

By Mr. Rowland, a petition from certain citizens of Robeson county, praying for the prohibition of the sale of liquor within three miles of Iona Church, in Robeson county, both of which were referred to the Committee on Propositions and Grievances; and,

By Mr. Yount, a petition from certain citizens of Catawba county, praying for the incorporation of the town of Canova, which was referred to the Committee on Corporations.

REPORTS OF COMMITTEES.

Mr. McLean, from the Committee on Claims, reported unfavorably on

H. R. 47, a resolution in favor of Thomas Hampson; and favorably on

S. B. 94, H. B. 184, a bill to incorporate Kinston Collegiate Institute; and favorably on

H. B. 157, a bill to amend chapter 136 of Private Laws of 1873-'74, and unfavorably on

H. B. 53, a bill to repeal chapter 91, Laws of 1873-'74.

Mr. Gudger, from the Committee on Propositions and Grievances reported unfavorably on

H. R. 12, a resolution in favor of W. A. Hearne.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time and referred as follows:

By Mr. Yount, a bill to incorporate the town of Canova, in the county of Catawba, which was referred to the Committee on Corporations.

By Mr. Fennell, a bill to amend an Act entitled an Act to prevent the destruction of fish in the waters of Black River and Six Rivers in the counties of New Hanover, Pender, etc., and

By Mr. Davis, of Haywood, a bill to prohibit the sale of intoxicating liquors within two miles of Waynesville Academy, in the county of Haywood, both of which were referred to the Committee on Propositions and Grievances.

Messrs. Goodwin, Wilson, of Transylvania, and Beam were announced as being detained by sickness from their seats in the House.

Mr. McGehee, by consent, made a report on H. R. 69, a resolution in favor of the News Publishing Company, recommending its passage.

The Calendar was taken up, and

H. B. 1, a bill in favor of James B. McPherson, tax collector of Pender, was taken up and, on motion of Mr. Lloyd, was laid on the table.

H. B. 17, a bill to repeal chapter 84, Public Laws of 1874-'75, and to regulate the rate of interest, was, on motion of Mr. Moring, referred to the Committee on the Judiciary; and

H. B. 18, a bill to regulate the rate of interest had, on motion of Mr. McClure, the same reference.

H. B. 42, a bill for the relief of the tax-payers of Carteret county, on motion of Mr. Geoffroy, was laid on the table.

By universal consent,

H. R. 72, a resolution in regard to the burial expenses of P. M. Winchster, was taken up and passed, and was ordered to be sent to the Senate without engrossment; and it was so transmitted.

Mr. Staples, by leave, made a report from the Committee on the Judiciary, on the following bills:

On H. B. 50, a bill to amend chapter 63, section 52, of Battle's Revisal, submitting a substitute and recommending the passage of the bill as substituted; and unfavorably on

H. B. 51, a bill to fix the hour of trial of civil cases before Justices of the Peace; and on

S. B. 10, H. B. 31, a bill to amend section 26, chapter 52 of Battle's Revisal.

By consent, Mr. Parish introduced a bill to extend the charters of certain banks, and the bill was placed on the calendar.

Leave of absence was granted to Mr. Staples indefinitely, on account of sickness in his family.

S. R. 74, H. R. 53—Resolution in favor of soldiers from North Carolina who lost both eyes in the Confederate service.

The committee on Enrolled Bills report that they have examined the following bills and find them correct, and they were ratified by the speaker of this House.

Senate substitutes for H. R. 42, S. R. 161.

S. B. 180, H. B. 171, an Act for the relief of delinquent sheriffs, &c.

H. P. 135, S. P. 144, an Act to allow citizens of Jackson

county to pass through the toll-gates of Swain county, free of charge.

H. R. —, S. R. 150—Resolution for the purchase of stationery.

H. B. 88, S. B. 146, an Act for the relief of shad fishermen in Albemarle, Currituck and Pamlico Sounds.

S. B. 86, H. B. 170, an Act to settle the ridings of the several Judicial Districts of this state amongst the Judges of the Superior courts.

H. B. 164, S. B. 171, an Act for the relief of the sheriff of Carteret county.

H. R. 31, S. R. 88—Resolution of instructions to the Senators and members of the House of Representatives in the Congress of the United States from North Carolina.

S. R. 17, H. R. 14—Resolutions in regard to employees of the Senate and House.

S. B. 135, H. B. 163, an Act to repeal chap. 76 Laws 1870 and 1871.

By consent, Mr. Bagley introduced a bill to incorporate Albemarle Lodge No. 74, I. O. O. F. of Hertford, N. C., which was placed on the calendar.

By consent, Mr. McRae introduced a bill to amend an Act entitled an Act to incorporate the town of Shoe Heel, Robeson county, Laws of 1873-'74, which, with accompanying petition, was referred to the committee on Corporations.

The Calendar was presented, and

H. B. 81, a bill to amend Battle's Revisal in relation to jurors was, on motion of Mr. Todd, of Ashe, laid on the table.

H. B. 87, a bill to amend section 9, chapter 65, of Battle's Revisal was, on motion of Mr. M'Brayer, laid on the table.

H. B. 129, a bill to require the Secretary of State to perfect grants by insertion of number of tracts, &c., was, on motion, laid on the table.

H. B. 139, a bill for the relief of the late sheriff of Polk county was, on motion of Mr. McCubbins, laid on the table.

H. B. 185, a bill for the relief of the tax-payers was put on its several readings without objection, and passed, and was ordered to be engrossed and sent to the Senate for concurrence.

H. R. 69, a resolution in favor of the "News Publishing Company" was put on its several readings and passed, and was ordered to be sent to the Senate for concurrence.

H. R. 2, a resolution in favor of R. M. Hardie, sheriff of Cumberland, was, on motion, laid on the table.

H. R. 45, a resolution in favor of Josiah Turner was also, on motion, laid on the table.

On motion of Mr. McGehee,

S. B. 152, H. B. 184, was withdrawn from the committee, and, under suspension of the rules, was put on its second reading, and passed by the following vote:

Affirmative—Messrs. Ardrey, Aycock, Bagley, Baxter, Bizzell, Cale, Carter of Buncombe, Cary, Clarke of Craven, Cobb, Cooper, Council, Crews, Davis of Haywood, Davis of Lenoir, Dillard, Duggan, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Fulcher, Gaither, Gudger, Harrison, Harriss, Hartsell, Haynes, Henderson, Hill, Horton of Hertford, Horton of Wilkes, Houk, Hughes, Jarvis, Johnson of Warren, Kenan, King, Lineback, Lloyd, M'Brayer, McCubbins, McGehee, McLean, McClure, McRae, Moring, Morris, Moseley, Parish, Peel, Pinnix, Proffitt, Purnell, Quinnerly, Ransom, Reynolds, Roberts, Rowland, Rush, Ryals, Sams, Scott, Shackelford, Sharpe, Simmons, Singeltary, Smith, Stephenson, Terry, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, White, Williamson, Wilson of Burke, Winslow, Worth, Yount—S2.

Negative—Mr. Brown.—1.

Mr. Pinnix announced that the Hon. David A. Barnes was present in the hall, and on his motion, Judge Barnes was invited to a seat on the floor of the House, and the Speaker appointed Mr. Pinnix to conduct him to a seat.

A message was received from the Senate informing the

House that the Senate had concurred in the House amendment to S. R. 74, a resolution in favor of soldiers from North Carolina, who lost both eyes in the Confederate service, and had ordered the same to be enrolled for ratification.

H. R. 70, a resolution of inquiry respecting election returns, was put on its passage and adopted, and was ordered to be sent to the Senate without engrossment.

On motion of Mr Bagley, the bill introduced by hims this morning, to incorporate Albemarle Lodge, No. 74, I. O. O. F., Hertford, N. C., was put on its several readings, passed and was ordered to be transmitted to the Senate for concurrence, and it is entered upon the Calendar as H. B. 192.

Mr. Ormand was announced as detained in his room by sickness.

S. B. 50, a bill to make Cashie River a lawful fence, &c., was put on its third reading and passed, and was ordered to be enrolled for ratification.

The petition introduced, yesterday, in favor of physicians, was, on motion, referred to the committee on propositions, and grievances.

THE SPECIAL ORDER

Being H. B. 71, a bill to repeal and amend certain sections, chap. 6, of Battle's Revisal, was taken up, and one motion of Mr. Moring, was referred to the committee on the Judiciary.

S. B. 10, H. B. 31, a bill to amend section 26, chapter 52,. Battle's Revisal, on motion of Mr. Singeltary, was laid on the table.

H. B. 51, a bill to fix the hours of trial of civil cases before justices of the peace, on motion of Mr. Todd of Ashe, was laid on the table.

H. B. 50, a bill to amend chap. 63, section 52, of Battle's Revisal, was taken up on its second reading.

The question was put on the substitute reported by the committee, and it prevailed.

The question then recurred upon the passage of the bill as substituted, and it passed and was ordered to be engrossed and sent to the Senate for concurrence.

H. R. 12, a resolution in favor of W. A. Hearne, on motian of Mr. Hartsell, was laid on the table.

H. B. 23, a bill to repeal chap. 91 of the Laws of 1874-'75, on motion of Mr. Wilson, of Burke, was laid on the table-

By consent, Mr. Moring introduced a bill to amend sec. 2, chap. 105, of Battle'. Revisal, which was referred to the committee on propositions and grievances.

By consent, Mr. Moring introduced a bill in regard to averments on bills of indictments, as to coin, treasury and bank notes, which was referred to the Judiciary Committee.

THE CALENDAR

was resumed, and

H. B. 157, a bill to amend chap. 136 of private Laws of 1873-'4, was put on its several readings and passed, and was ordered to be transmitted to the Senate for concurrence.

S. B. 94, H. B. 184, a bill to incorporate the Kinston Collegiate Institute, was taken up, and passed its several readings, and was ordered to be enrolled for ratification.

H. B. 180, a bill to incorporate the Bellevue Cemetery Company was taken up on its several readings, passed, and was ordered to be engrossed and transmitted to the Senate for concurrence.

H. R. 67, a resolution in favor of the Hon. Thomas Settle was taken up. The amendments proposed by the committee were adopted, and the resolution as amended was passed and ordered to be engrossed and transmitted to the Senate for concurrence.

A message was received from the Senate transmitting S. B. 174, a bill to incorporate the Milton & Sutherlin Narrow Gauge Railroad Company. The bill was read the first time and referred to the committee on Corporations.

H. R. 47, a resolution in favor of Thomas Hampson was put on its second reading, and a division being called for, was rejected.

Mr. McIver was announced as being detained from his seat by unavoidable causes.

On motion, the House adjourned to 11 o'clock to-morrow morning.

TWENTY-SEVENTH DAY.

House of Representatives, Saturday, January 6th, 1877.

The House met at 11 o'clock, Mr. Speaker Price in the chair.

The Journal of yesterday was read and approved.

INTRODUCTION OF PETITIONS.

By Mr. Terry, a memorial from certain citizens of Richmond county, against the incorporation of the town of Laurinburg.

REPORT OF COMMITTEES.

Mr. Gudger, from the committee on propositions and grievances, reported on

H. B. 66, a bill to amend chap. 239, Laws of 1874-'75, and on the petition annexed, from certain citizens of Barton's Creek Township, submitting a substitute, and recom-

mending that, with the adoption of the substitute, the bill

do pass.

Mr. Shackelford, chairman of committee on engrossed bills, reported the following bills and resolutions as correctly engrossed and transmitted to the Senate for concurrence:

H. B. 192, a bill to be entitled an Act to incorporate Albemarle Lodge, No. 74, I. O. O. F., Hertford, N. C;

H. B. 180, a bill to be entitled an Act to incorporate the Bellevue Cemetery Company;

H. B. 185, a bill to be entitled an Act for the relief of the tax payers of Wake county;

H. B. 157, a bill to be entitled an Act to amend chapter 136, of private laws of 1873-'74;

H. B. 196, a bill to be entitled an Act to amend section 52, chap. 63, Battle's Revisal;

H. R. 69, resolution in favor of the "News Publishing Company;"

H. R. 67, resolution in favor of Hon. Thos. Settle.

INTRODUCTION OF RESOLUTIONS.

By Mr. Hughes, a resolution instructing the Attorney General to bring suit to recover State bonds fraudulently paid out by the Atlantic, Tennessee & Ohio Railroad, in the suit known as the Kehoe blackmailing suit, which was placed on the Calendar.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time, and referred as follows:

By Mr. Moring, a bill concerning pleadings in appeal from justices' courts; and

By Mr. Singeltary, a bill for the protection of legal notices, both of which were referred to the committee on the Judiciary.

By Mr. Geoffroy, a bill to incorporate the town of Beaufort, in Carteret county;

By Mr. Duggan, a bill to incorporate the town of Sparta, in the county of Edgecombe, and

By the same, a bill to incorporate Repiton Encampment, I. O. O. F., Tarboro, N. C., all of which were referred to the committee on Corporations.

By Mr. Powed, a bill to establish county government. The rules were s spended and the bill taken up. An order to print was made, and the bill referred to committee on County Government.

Leave of absence was granted to Mr. Smith antil Tuesday next; to Mr. Pinnix until Thursday next; to Mr. Wilson, of Transylvania, until Monday next; to Mr. Davis, of Lenoir, indefinitely, on account of sickness; and to Mr. Haynes from Monday, on account of sickness.

Mr. Simpson was announced as detained in his room by sickness.

The Speaker stated that in his appointment yesterday of a committee on the State Debt, he was led into an error from the fact of the introduction of a resolution from the Senate providing for the same. A resolution of like character had passed this House previous to the recess, and the appointments under the resolution would stand, the second appointment to be disregarded.

THE CALENDAR

was taken up, and

S. B, 152, H. B. 187, a bill to authorize the town of Milton to subscribe ten thousand dollars to the capital stock of the Milton & Sutherlin Narrow Gauge Railroad, was put on its third reading and passed by the following vote, and was ordered to be enrolled for ratification:

Affirmative—Messrs. Ardrey, Bagley, Baxter, Beam, Bizzell Bryant, Cale, Carter of Warren, Cary, Clarke of Craven, Cooper, Council, Crews, Davis of Haywood, Dillard,

Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Fulcher, Gaither, Godwin, Harrison, Harriss, Hartsell, Henderson, Hill, Horton of Hertford, Horton of Wilkes, Houk, Hughes, Jarvis, Johnson of Warren, Johnston of Washington, Kenan, King, Leach, Lineback, Lloyd, M'Brayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Moring, Merris, Moseley, Ormond, Parish, Peel, Pinnix, Powell, Proffitt, Purnell, Reynolds, Richardson, Roberts, Rogers, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Singletary, Smith, Stephenson, Swaim, Terry, Todd of Ashe, Vaughan, Ward of Chowan, White, Williamson, Wilson of Burke, Winslow, Worth, Yount.

Negative--Mr. Simmons.

H. B. 193, a bill to extend the charter of certain banks was taken up on its second reading and passed, and without objection, went to its third reading and passed, and was ordered to be engrossed and sent to the Senate for concurrence.

On motion of Mr. King, the House adjourned until Monday morning at 11 o'clock.

TWENTY-EIGHTH DAY.

House of Representatives, Monday, January 8th, 1877.

The House met at eleven o'clock, and was called to order by Mr. Speaker Price.

The journal of Saturday was read and approved.

INTRODCTION OF PETITIONS.

By Mr. Jarvis, a petition for and against the fish law,

from the citizens of Beaufort, which, with the bill to be introduced, was referred to the Committee on Propositions: and Grievances; and

By Mr. Bunn, a petition from colored citizens of Nash

county, which takes its place on the calendar.

Mr. Henderson, from the committee on Corporations, reported favorably, on

H. B. 191, a bill to amend an Act entitled an Act to

incorporate the town of Shoe Heel; and, on

H. B. 188, a bill to incorporate the town of Canova, in the county of Catawba.

Mr. Shackelford, chairman committee on Engrossed Bills, reported the following bill as correctly engrossed, which was transmitted to the Senate for concurrence:

H. B. 193, a bill to be entitled an Act to extend the charters of certain banks.

The committee on Enrolled Bills reported that they had examined the following bills and find them correct, and they were ratified by the Speaker of this House:

S. B. 94, H. B. 184, an Act to incorporate the Kinston Collegiate Institute;

Engrossed House amendments to S. R. 74, H. R. 53—Resolution in favor of soldiers from North Carolina who lost both eyes in the Confederate service;

S. B. 50, H. B. 121, an Act to make Cashie river a lawful fence from Windsor, Bertie county, to the Ryon place, in said county;

H. B. 144, S. B. 157, an Act to amend section 2, chapter 56, of Battle's Revisal.

INTRODUCTION OF RESOLUTIONS.

By Mr. Roberts, a resolution of inquiry relative to the impeachment of J. C. L. Harris, solicitor of the 6th judicial district, which was placed on the calendar.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time, and disposed of as follows:

By Mr. Kenan, a bill in relation to larceny of money;

By Mr. Geoffroy, a bill concerning the Supreme court;

By Mr. Henderson, a bill to authorize M. L. Arey, tax-collector of the town of Salisbury, to collect arrears for 1874-'75; and

By Mr. Ransom, a bill to amend Battle's Revisal, chap-104, sec. 26; all of which were referred to the committee on the Judiciary.

By Mr. Wilson, of Burke, a bill to punish wilful interference with water-cocks, valves, &c., of the Western Insane Asylum;

By Mr. Jarvis, a bill to amend sections 4 and 10, chapter 83, Battle's Revisal; and

By Mr. Fennell, a bill for the benefit of the Oxford Orphan Asylum, which was referred to the committee on Propositions and Grievances;

By Mr. Hartsell, a bill to amend section 40, chapter 68,. Battle's Revisal, which was referred to the committee on Education:

By Mr. Roberts, a bill to regulate the holding of the Superior courts of the first Judicial district; and

By Mr. Cooper, a bill to require the Secretary of State to perfect grants for lands in certain counties, &c., and to provide that registers of deeds, &c., both of which were placed on the calendar.

On motion of Mr. Carter of Buncombe, the rules were suspended, and the bill introduced this morning, by Mr. Geoffroy, an act concerning the Supreme Court, was withdrawn from the calendar, and ordered to be printed.

The morning hour having expired, leave of absence was granted to Mr. Baxter on account of sickness, to Mr. Richardson for the same reason; to Mr. Clark, of Bladen, indef-

initely, for the same reason; to Mr. Carter of Warren, indefinitely, on account of sickness in his family; to Mr. Swain for one day; and to Mr. Graves, Mr. Bryant, and to Mr. Ward of Bertie, from December 30th until to-day, they having been detained from their seats by unavoidable causes.

The speaker (Mr. Cobb in the chair) laid before the House a communication from the State Geologist, being a response to a resolution of inquiry from the House.

On motion of Mr. Carter of Buncombe, the reading was suspended, and the report ordered to be printed.

THE CALENDAR

was taken up; and

H. B. 66, a bill to amend chapter 239, Laws of 1874-75, was taken up on its second reading.

The question was upon the adoption of the substitute offered by the committee, and it was carried, and the question then recurred on the passage of the bill so substituted on its second reading, and the bill passed its second reading.

H. B. 176, a bill to modify and change article of the Constitution of North Carolina, was put on its second reading, and was, on motion, referred to the committee on the Judiciary.

H. R. 73, a resolution instructing the Attorney-General in the matter of the Kehoe suit, was, on motion, referred to the Committee on Finance.

A message from the Senate was received transmitting

- S. B. 183, a bill to prevent the sale of spirituous liquors on the Sabbath;
- S. B. 137, a bill to amend section 44, chapter 63 Battle's Revisal; and
- S. B. 76, a bill to prevent the hauling of seines and dragmets in the mouths of Goose, Baird's, Dawson and Smith Creeks, Pamlico county.

They were read the first time, and

S. B. 137 was referred to the Judiciary Committee; and S. B. 183 and S. B. 76 were referred to the Committee on Propositions and Grievances.

A message was received from the Senate transmitting the report of the Hon. R. r. Armfield and the Hon. James L. Robinson, commissioners under the appointment of the General Assembly to sell the Western North Carolina Railroad, with a proposition to print.

The question was put on concurrence with the proposition of the Senate, and it was agreed to, and a message was sent to the Senate informing them of the action of the House.

A message was received from the Senate transmitting amendments to H. B. 112, S. B. 142, a bill to amend chapter 83, section 4, of Battle's Revisal; and

Senate amendments to H. R. 68, S. R. 181, a resolution authorizing the joint select committee for heating the Capitol to let out contracts to heat the halls of the two Houses.

On motion of Mr. King the question was put upon concurrence with the Senate amendments to H. R. 68.

Mr. Singeltary moved to amend by striking out the word "Senate Chamber."

The question was put upon the adoption of the amendment and it was lost.

The question was then put on concurrence, and no quorum voted.

Mr. Clarke, of Craven, demanded the ayes and nays upon the question of concurrence, and it was not sustained.

Mr. Wilson, of Burke moved to indefinitely postpone the whole question, upon which motion

Mr. White demanded the ayes and nays.

The call was not sustained, and, upon a division, the motion to indefinitely postpone was carried.

Mr Henderson, from the Committee on Corporations, by consent, made a report on

S. B. 174, H. B. 194, a bill to incorporate the Milton and Southerlin Narrow Guage Railroad; on

H. B. 201, a bill to incorporate the town of Beaufort, Carteret county; and on

H. B. 203, a bill to incorporate Repiton Encampment, I. O. O. F., of Tarboro, N. C., with the recommendation that they all do pass.

S. B. 174, H. B. 197, was put on its second reading and passed, and without objection went to its third reading, passed and was ordered to be enrolled for ratification.

H. B. 201, a bill to incorporate the town of Beaufort, in the county of Carteret, was put on its several readings and passed by the following vote:

Affirmative—Messrs. Allen, Abbott, Ardrey, Bagley, Baxter, Beam, Bizzell, Bledsoe, Brown, Bryant, Bunn, Cale, Cary, Cooper, Council, Crews, Davis of Haywood, Dillard, Duggan, Dunlap, Ennis, Ewing, Fagan, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Gudger, Harrison, Harriss, Hartsell, Haynes, Henderson, Hill, Horton of Hertford, Horton of Wilkes, Houk, Jarvis, Johnson of Warren, Johnston of Washington, Kenan, King, Leach, Lineback, Lloyd, M'Brayer, McCubbins, McGehee, McIver, McLean, McClure, Moring, Morris, Moseley, Ormond, Peel, Proffitt, Quinnerly, Ransom, Roberts, Rogers, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Singletary, Spake, Stephenson, Terry, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, White, Williamson, Wilson of Burke. Yount—79.

Negative-0.

H. B. 203, a bill to incorporate Repiton Encampment, I. O. O. F. of Tarboro, was put on its several readings and passed, and was ordered to be engrossed and sent to the Senate for concurrence.

H. B. 188, a bill to incorporate the town of Canova, in the county of Catawba, was put on its several readings, passed, and was ordered to be engrossed and sent to the Senate for concurrence.

H. B. 191, a bill to amend an Act to incorporate the town of Shoe Heel, in the county of Robeson, Laws of 1873-'74, chapter 121, was 1 ut on its several readings, passed, and was ordered to be engrossed and sent to the Senate for concurrence.

On motion of Mr. Todd, of Ashe, the House adjourned until to-morrow at 11 o'clock.

TWENTY-NINTH DAY.

House of Representatives, Tuesday, Jan. 9, 1877.

The House met at 11 o'clock, Mr. Speaker Price in the chair, and was opened with prayer by the Rev. Dr. Marshall, of this city.

The Journal of yesterday was read, amended and approved.

INTRODUCTION OF PETITIONS, &C.

By Mr. McCubbins, a memorial from the National Board of Trade of the United States, which was placed on the Calendar;

By Mr. Wilson of Burke, a petition of certain citizens of Davie county, asking the prohibition of the sale of intoxicating liquors within two miles of certain churches in that county;

By Mr. Moring, a petition from certain citizens of Wake county, praying for the incorporation of the town of Holly Spring, in said county; and,

By Mr. Bunn, a petition from colored citizens of the county of Edgecombe, which was read, and, with the others, ordered to be placed on the calendar.

REPORTS OF COMMITTEES.

Mr. Gudger, from the committee on Propositions and Grievances, reported favorably on the following bills:

On H. B. 209, a bill to amend sections 4 and 10, chapter

83, Battle's Revisal; on

H. B. 169, a bill to prohibit the sale of intoxicating liquors within one mile of Kings Mountain High School; on

S. B. 104, H. B. 186, a bill to prohibit the sale of spirituous liquors within three miles of Shocco Chapel and

People's Hall, in Warren county; and on

H. B. 189, a bill to amend an Act entitled an Act to prevent the destruction of fish in the waters of Black River and Six Rivers, in the counties of New Hanover, Pender, Sampson, Cumberland and Harnett; and, unfavorably, on

H. B. 137, a bill to amend section 41, chapter 104, of

Battle's Revisal.

Mr. Kenan, from the same committee, reported favorably on

H. B. 109, a bill to repeal sections 14, 15, 16 and 17, chapter 2, of Battle's Revisal; on

H. B. 177, a bill to prevent the felling of timber in the waters of Tennessee River, in the county of Macon; and on

S. B. 76, H. B. 216, a bill to prevent the hauling of seines and dragnets in the mouths of Goose, Baird's, Dawson's and Smith creeks, in the county of Pamlico; and reported on the following with amendments, and recommended with the adoption of the amendments, that they do pass.

H. B. 190, a bill to prohibit the sale of intoxicating liquors within two miles of Waynesville Academy, in the

county of Haywood; and

S. B. 183, H. B. 214, a bill to prevent the sale of spirituous liquors on the Sabbath day; and, unfavorably, on

S. R. 73, H. R. 50, a resolution of instruction to our Senators and Representatives in Congress, asking appropriations for rebuilding certain public buildings; and on

H. B. 174, a bill to amend section 5, chapter 105, of Battle's Revisal.

Mr. Shackelford, chairman of committee on Engrossed Bills, reported the following bills as correctly engrossed, which were transmitted to the Senate for concurrence:

H. B. 188, a bill to be entitled an Act to incorporate the town of Canova, in the county of Catawba;

H. B. 191, a bill to be entitled an Act to amend, an Act to incorporate the town of Shoe Heel, Robeson county, Laws of 1873-'74, chapter 121;

H. B. 203, a bill to be entitled an Act to incorporate Repiton Encampment (I. O. O. F) of Tarboro, North Carolina.

The following bills and resolutions, reported as correctly enrolled by committee on Enrolled Bills, were duly ratified by the Speaker of this House:

H. R. 16, S. R. 80—Resolution in favor of Ashe county; S. B. 152, H. B. 187, an Act to authorize the town of Milton to subscribe ten thousand dollars to the stock of the Milton & Sutherlin Narrow-Gauge Railroad;

S. B. 174, H. B. 197, an Act to incorporate the Milton and Sutherlin Narrow-Gauge Railroad Company.

INTRODUCTION OF RESOLUTIONS.

By Mr. Ransom, a resolution in favor of Jesse J. Jacocks, sheriff of Perquimans county; and

By Mr. Council, a resolution requiring the State Geologist to furnish members of the General Assembly with copies of the Geological Survey of the State; both of which were placed on the calendar.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time and referred as follows:

By Mr. Henderson, a bill to secure to owners of real estate in this state, a real estate in fee simple; and

By Mr. Henderson, a bill to require the clerks of all courts of record to provide and keep indexes of the names of all parties to causes in their courts, etc.; both of which were referred to the Committee on the Judiciary.

By Mr. Rowland, a bill to authorize and empower the board of commissioners of Bladen county to appoint a tax collector for said county to collect arrears of taxes, which was referred to the Committee on Finance.

By Mr. Price, a bill to prohibit the sale of intoxicating Miquors within one and a half miles of Shady Grove, Ebbenwille and Fulton churches, in the county of Davic; and

By Mr. Ormand, a bill to authorize the commissioners of Greene county to levy a special tax; both of which were referred to the Committee on Propositions and Grievances.

By Mr. McGchce, a bill to amend the charter of the National Loan and Trust Company;

By Mr. Harriss, a bill to amend the charter of Davidson College; and

By Mr. Moring, a bill to incorporate the town of Holly Springs, in the county of Wake; all of which were referred to the Committee on Corporations.

By. Mr. McLean, a bill to protect the people of the State from ignorant and incompetent physicians; which was referred to the Committee on Education; and

By Mr. Shackelford, a bill to amend the charter of the New River Canal Company, which was referred to the Committee on Internal Improvements.

By leave, Mr. McGehee introduced a resolution in regard to the report of the State Geologist, which was placed on the calendar.

Leave was granted to Mr. Moye from Dec. 30th until to-day, on account of illness.

THE CALENDAR

was taken up, and the Senate amendments to

H. B. 112, a bill to amend chapter 83, section 4, of Battle's Revisal, was put on the concurrence of the House. The concurrence was had, and the bill was ordered to be enrolled for ratification.

H. R. 74, a resolution in relation to the impeachment of J. C. L. Harris, solicitor of the 6th judicial district, was taken up, and on motion of Mr. Carter of Buncombe, was referred to a special committee of seven, to be appointed by the Speaker of the House, and the motion was adopted.

H. B. 212, a bill to regulate the holding of the superior courts in the first judicial district, was put on its second reading and passed, and, without objection, went to a third reading.

Mr. Johnston of Washington, moved that the bill be referred to the committee on the Judiciary. The motion did not prevail, and Mr. Johnston of Washington, then demanded the ayes and nays upon the passage of the bill on its third reading. The call was sustained.

Mr. Graves offered the following amendment:

"That all summons and other process, heretofore issued, returnable to the spring terms of the Superior Courts of the several counties of the first judicial district, shall be returnable at the several terms at the time fixed by this Act in the same manner as if the time for the return had been inserted in the summons or other process."

The amendment was accepted, and the bill then passed by the following vote, and was ordered to be engrossed and sent to the Senate for concurrence:

Affirmative—Messrs. Abbott, Ardrey, Baxter, Beam, Bizzell, Braswell, Brown, Bryant, Cale, Carter of Buncombe, Cary, Cobb, Cooper, Council Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Graves, Harrison, Harriss, Hartsell, Haynes, Hill, Horton of Hertford, Horton of Wilkes, Houk, Hughes, Jarvis, Johnson of Warren, Kenan, King, Lineback, Lloyd, M'Brayer, McCubbins, McGehee, McIver, McClure, McRae, Moring Morris, Moseley, Moye, Ormond, Parish, Peel, Powell, Proffitt, Quinnerly, Reynolds, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Scott, Shackelford, Sharpe, Simmons, Singeltary, Spake, Stephenson, Swaim, Terry, Todd of Ashe, Todd of Wake, Vaughan, White, Williamson, Wilson of Burke, Wilson of Transylvania, Winslow, Worth, Yount—82.

Negative—Messrs. Bagley, Bledsoe, Bunn, Clarke of Craven, Crews, Duggan, Ennis, Johnston of Washington,, Rogers, Ward of Chowan—10.

Mr. Rose moved to reconsider the vote by which the bill passed its final reading, and to lay the motion on the table, and the motion was agreed to.

* The special order being

S. B. 90, H. B. 162, was taken up on its third reading, at the hour designated in the order. The question was on the amendment previously offered by Mr. Staples.

Mr. Richardson offered the following amendment to the amendment:

"Provided, This section shall not authorize any sheriff or tax-collector, who is not now in office, to collect any solvent taxes where the same has been credited to him; but that the county commissioners shall have power to place such solvent list in the hands of any sheriff or tax-collector who may now or hereafter be in office."

The amendment was adopted, and the bill so amended,

passed its third reading, and the amendments were ordered to be engrossed and sent to the Senate for concurrence.

The Speaker announced the following gentlemen as the committee under the resolution in relation to the impeachment of J. C. L. Harris, solicitor of the 6th judicial district: Messrs. Graves, Henderson, Roberts, Carter of Buncombe Cobb, Clarke of Craven, and Duggan.

Mr. Roberts asked to be excused from service on the committee. He was excused, and Mr. Todd of Ashe, was substituted.

The Speaker added Mr. Duggan to the committee on Propositions and Grievances, and Corporations.

THE CALENDAR

was resumed; and,

H. B. 213, a bill to require the Secretary of State to perfect grants for lands in certain counties, &c., was taken up on its second reading.

Mr. King moved to refer the bill to the committee on the Judiciary. The motion was lost, and the bill passed its second reading; and, under suspension of the rules, went to a third reading.

Mr. Todd of Ashe, moved to refer to the committee on the Judiciary. The motion prevailed, and the bill was so referred.

A message was received from the Senate, transmitting

S. B 241, a bill to repeal chap. 185 of Acts of 1868, giving certain powers to the commissioners of the town of Edenton, and the bill was placed on the Calendar.

On motion of Mr. McGehee, the rules were suspended and the bill was put on its several readings, passed, and was ordered to be enrolled for ratification.

A message was received from the Senate, transmitting

S. B. 196, a bill to repeal chap. 81, Private Laws of 1872 and '73, and to re-enact section 2, of chapter 46, Private Laws

of 1871-'72, entitled an Act to charter the town of Dallas; Engrossed amendments to

H. B. 114, S. B. 176, a bill to incorporate the town of Laurinburg, in the county of Richmond; and engrossed Senate amendments to

H. B. 40, S. B. 57, a bill for the relief of the tax-payers of North Carolina,

S. B. 196 was referred to the committee on Corporations, and also Senate amendments to H. B. 114; and the question was put on concurrence in the Senate amendments to H. B. 40, and prevailed, and the bill was ordered to be enrolled for ratification.

H. B. 201, a bill to incorporate the town of Beaufort, was put on its third reading and passed by the following vote, and was ordered to be engrossed and sent to the Senate for concurrence:

Affirmative-Messrs. Abbott, Ardrey, Aycock, Bagley, Baxter, Beam, Bizzell, Braswell, Brown, Bryant, Cale, Carter of Buncombe, Cobb, Cooper, Council, Crews, Davis of Haywood, Davis of Lenoir, Dillard, Duggan, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffrov, Godwin, Graves, Gudger, Harrison, Harriss, Hartsell, Havnes, Henderson, Hill, Horton of Hertford, Horton of Wilkes, Houk, Hughes, Jarvis, Johnson of Warren, Johnston of Washington, Kenan, King, Leach, Lineback, Lloyd, M'Brayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Moring, Moseley, Moye, Ormond, Parish, Peel, Powell, Proffitt, Quinnerly, Ransom, Reynolds, Richardson, Roberts, Rogers, Rose, Rowland, Rush, Rvals, Sams, Scott, Shackelford, Sharpe, Simmons, Singeltary, Stephenson, Swaim, "odd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, White, Williamson, Wilson of Burke, Wilson of Transylvania, Winslow, Worth, Yount-94.

Negative-0.

The petitions from the citizens of Nash county were referred to the committee on Propositions and Grievances.

On motion of Mr. White,

S. B. 183, H. B. 214, a bill to prohibit the sale of spirituous liquors on the Sabbath day, reported this morning by the committee on Propositions and Grievances, was taken up.

The question was on the amendments submitted by the committee. They were concurred in, and ordered to be engrossed and transmitted to the Senate for concurrence.

On motion of Mr. White, the vote by which the amendments were concurred in, was reconsidered, and that motion laid on the table.

On motion of Mr. Dillard, the House adjourned until to-morrow at 11 o'clock.

THIRTIETH DAY.

House of Representatives, Wednesday, Jan. 10th, 1877.

The House met at 11 o'clock, Mr. Speaker Price in the chair.

The Journal of yesterday was approved.

REPORTS OF COMMITTEES.

Mr. Moring, from the committee on the judiciary, reported favorably on the following bills:

H. B. 200, a bill for the protection of legal notices;

H. B. 204, a bill in relation to the larceny of money;

H. B. 166, a bill making it a misdemeanor to carry concealed deadly weapons; and

H. B. 206, a bill to authorize M. L. Arey, tax-collector of

the town of Salisbury, to collect arrears of taxes for the years 1874-775; and unfavorably on

H. B. 194, a bill in regard to averments in bills of indictment as to coin, treasury and bank notes.

Mr. M'Brayer, from the same committee, reported unfavorably on

H. B. 199, a bill concerning pleadings in appeal from justices' courts.

Mr. Gudger, from the committee on propositions and grievances, reported on

H. B. 210, a bill for the benefit of the Oxford Orphan Asylum; and

H. B. 222, a bill to authorize the commissioners of Greene county to levy a special tax, with the recommendation that they be referred to the committee on finance, and it was so ordered; favorably on

H. B. 208, a bill to prevent wilful interference with water-cocks, valves, &c., of the Western North Carolina Asylum; and unfavorably on

H. B. 151, a bill in favor of ministers of the Gospel;

H. B. 167, a bill for the benefit of the tax-payers of Forsythe county; and

H. B. 179, a bill to amend an Act entitled an Act to amend an Act entitled an Act to prohibit the sale of cotton within certain hours.

Mr. Powell, from the committee on public buildings and grounds, made an additional report on the sale of the Governor's mansion, which was placed on the calendar.

Mr. Shackelford, chairman of committee on engrossed bills, reported the bills and amendments as correctly engrossed, which were transmitted to the Senate for concurrence: Engrossed amendments to

S. B. 183, H. B. 214, a bill to be entitled an Act to prevent the sale of spirituous liquors on the Sabbath day; Engrossed amendments to S. B. 90, H. B. 162, a bill to be entitled an Act for the relief of sheriffs and tax-collectors;

H. B. 212, a bill to be entitled an Act to regulate the lolding of the Superior Courts of the first judicial district;

H. B. 201, a bill to be entitled an Act to incorporate the town of Beaufort, county of Carteret.

The following bills and resolutions, reported as correctly enrolled by committee on enrolled bills, were duly ratified by the speaker of this House:

H. B. 40, S. B. 57, an Act for the relief of the tax-payers of North Carolina;

S. B. 142, H. B. 112, an Act to amend chap. 83, section 4, Battle's Revisal;

S. R. 74, H. R. 53, resolution in favor of soldiers from North Carolina, who lost their entire eyesight in the Confederate service.

INTRODUCTION OF BILLS.

The following bills were read the first time and referred as follows,

By Mr. Spake, a bill to punish the sale of spirituous liquors within two miles of Yellow Mountain Church and school house, which was referred to the committee on propositions and grievances; and

By Mr. Shackelford, a bill to amend chap. 131, Laws of 1874-75, in relation to the charter of Kinston, in the county of Lenoir, which was referred to the committee on corporations.

Leave of absence was granted to Mr. Smith for one week from and after to-morrow;

To Mr. Johnston of Warren, for one week from to-day;

To Mr. Stephenson for one week from to-day; and

To Mr. Quinnerly for one week from to-day.

THE CALENDAR

was taken up, and

H. B. 109, a bill to repeal sections 14, 15, 16 and 17, chap-2, of Battle's Revisal, was taken up on its second reading, and, on motion of Mr. McCubbins, was referred to the committee on agriculture, mechanics and mining.

H. B. 137, a bill to amend section 41, chapter 104, Battle's Revisal, was, on motion of Mr. Godwin, laid on the table.

H. B. 169, a bill to prevent the sale of spirituous liquorswithin one mile of King's Mountain High School, in Cleaveland county, was put on its second reading and passed.

H. B. 174, a bill to amend sec. 5, chapter 105, of Battle's Revisal, on motion of Mr. Cooper, was passed over informally.

H. B. 177, a bill to prevent the felling of timber in the waters of the Tennessee River in the county of Macon, was put on its second reading and, under a suspension of the rules, went to its third reading, passed, and was ordered to be engrossed and sent to the Senate for concurrence.

H. B. 189, a bill to amend an Act to prevent the destruction of fish in the waters of Black River, Six Rivers, etc., was put on its second reading and passed.

H. B. 190, a bill to prohibit the sale of intoxicating liquors-within two miles of Waynesville Academy, in the county of Haywood, was put on its second reading. The amendments proposed by the committee were adopted, and the bill so amended passed its second reading and, under a suspension of the rules, went to its third reading and passed, and was ordered to be engrossed and sent to the Senate for concurrence.

H. B. 209, a bill to amend sections 4 and 10, chapter 83, Ba+tle's Revisal, was put on its second realing.

Mr Carter, of Hyde, moved to amend by striking out the words "Monday noon," and insert "Monday sunrise."

The amendment was accepted, and the bill passed its second reading.

The rules were suspended and the bill was put on its third

reading.

Mr. Cooper, Mr. McLean and Mr. Lloyd offered amendments, and, on motion of Mr. Rose, the further present consideration of the bill was postponed, and it was made the special order for Thursday, January 18th, at 12 o'clock.

H. B. 217, a substitute for H. B. 66, a bill to amend chap-239 Laws of 1874-'75, was put on its third reading, and failed

to pass for want of a quorum voting.

Mr. Pinnix moved to reconsider the vote by which the bill failed to pass.

The motion prevailed, and the bill was then passed over informally.

THE SPECIAL ORDER

being H. R. 58, a resolution of instruction to Senators and Representatives in Congress from North Carolina, was taken up, and, on motion of Mr. Williamson, was ordered to be printed and postponed until February 8th.

THE CALENDAR

was resumed, and

H. R. 75, a resolution requesting the State Geologist to furnish to members of the General Assembly copies of the Geological Survey of the State, was put upon its passage and adopted, and ordered to be engrossed and sent to the Senate for concurrence.

H. R. 76, a resolution in favor of Jesse J. Jacocks, Sheriff of Perquimans county, was put on its passage.

Mr. Bagley move dto refer the resolution to the committee on the judiciary.

The motion was put and failed, no quorum voting.

The question was then put on the passage of the resolution on its second reading.

The resolution passed and, without objection, went to its third reading, and

On motion of Mr. Todd of Ashe, was referred to the committee on the judiciary.

THE SECOND SPECIAL ORDER,

Being H. B. 77, a bilt to incorporate Co-operation Building, Mutual Loan and Saving rund Association, was taken up.

Mr. Wilson, of Burke, moved to dispense with the reading of the bill.

The motion failed, and the bill was read.

Mr. Henderson moved that the bill be allowed to pass its second reading without amendment.

Mr. Bledsoe moved the bill be referred to the committee on the judiciary, and it was so ordered by the House.

A message from the Senate was received, informing the House that the Senate had concurred in the House amendments to S. B. 90, H. B. 162, a bill for the relief of sheriffs and tax collectors; and in the House amendment to S. B. 183, H. B. 214, a bill to prevent the sale of spirituous liquors on the Sabbath day, and had ordered the same to be enrolled for ratification.

THE CALENDAR

was resumed, and

S. B. 76, H. B. 216, a bill to prevent the hauling of seines and drag-nets in the mouths of Goose and Baird's Creeks, and Dawson's and Smith Creeks, was put on its second reading and passed, and without objection went to a third reading, passed and was ordered to be enrolled for ratification.

S. B. 104, H. B. 186, a bill to prohibit the sale of spirituous liquor within three miles of Shocco Chapel and People's Hall, in Warren county, was put on its several readings and passed, and was ordered to be enrolled for ratification.

S. R. 73. H. R. 50, a resolution of instruction to Senators and Representatives in Congress from North Carolina, in relation to rebuilding certain destroyed buildings, was taken up on its second reading.

Mr. Houk offered the following amendment:

Amend by adding "also the factory at Patterson, in Caldwell county, and the jewelry, money, poultry, bed-clothes and burying-clothes, taken from the citizens of that county by Gilliam's command, in 1865."

Mr. Kenan moved to lay the amendment on the table, and the motion was lost.

Mr. Williamson offered an amendment, which the Speaker ruled out, as not germain to the subject.

Mr. Rose moved to lay the resolution on the table, upon which motion Mr. Scott demanded the ayes and nays.

The call was not sustained, and the motion to table prevailed.

On moti n of Mr. Clarke of Craven, the House adjourned until to-morrow morning at 11 o'clock.

THIRTY-FIRST DAY.

House of Representatives, Thursday, January 11th, 1877.

The House met at eleven o'clock, and was called to order by Mr. Moring.

The journal of yesterday was approved.

INTRODUCTION OF PETITIONS.

By Mr. Shackelford, a petition from certain citizens of the county of Lenoir, praying for the prohibition of the sale of spirituous liquors within two miles of Cobb's Mill, in said county, which was laid over.

REPORT OF COMMITTEES.

Mr. Staples, from the committee on the judiciary, reported favorably on

S. B. 95, H. B. 153, a bill to repeal section 13, and amend section 14, of Battle's Revisal, &c.

Mr. Rose, from the same committee, reported:

H. B. 213, a bill to require the Secretary of State to perfect grants, &c., with an amendment, and with the adoption of the amendment recommend that the bill do pass.

Mr. Ransom, from the committee on education, reported favorably on

H. B. 211, a bill to amend section 40, chapter 68, of Battle's Revisal; and,

H. B. 206, a bill to protect the people of the State from incompetent and ignorant physicians; and, unfavorably on

H. B. 126, a bill to amend chapter 68, section 56, common school law.

Mr. Henderson, from the committee on corporations, reported favorably on the following bills:

H. B. 202, a bill to incorporate the town of Sparta, in the county of Edgecombe;

H. B. 224, a bill to amend the charter of Davidson College;

II. B. 230, a bill to amend chapter 131, of Laws of 1874-'75, in relation to the charter of the town of Kinston, in the county of Lenoir; and H. B. 225, a bill to incorporate the town of Holly Springs, in the county of Wake; and, unfavorably on

H. B. 14, a bill to repeal an Act to amend the charter of the town of Kinston, and for other purposes; Acts of 1874 and '75.

Mr. Rose, from the committee on cities, towns, counties, &c., reported:

H. B. 100, a bill to create three new townships in the county of Lenoir, and for other purposes, with an amendment, and, recommending, with the adoption of the amendment, that the bill do pass.

Mr. Roberts, from the committee on agriculture, mechanics and mining, reported favorably on

S. R 139, H. R. 71, a resolution of instruction to the State Geologist.

Mr. McGehee, from the committee on finance, reported unfavorably:

H. B. 210, a bill for the benefit of the Oxford Orphan Asylum.

Mr. McGehee, from the committee on finance, reported the machinery bill, and on his motion, it was ordered to be printed.

Mr. Shackelford, chairman of committee on engrossed bills, reported the following bills and resolutions as correctly engrossed, which were transmitted to the Senate for concurrence:

H. B. 190, a bill to be entitled an Act to prohibit the sale of intoxicating liquors within two miles of Waynesville Academy, in the county of Haywood;

H. B. 177, a bill to be entitled an Act to punish the felling of timber in the Tennessee river, in Macon county.

H. R. 75—Resolution requesting the State Geologist to furnish the members of this General Assembly with copies of the Geological Survey of the state.

The following bills and resolutions, reported as correctly

enrolled by the committee on enrolled bills, were duly ratified by the speaker of this House:

S. B. 90, H. B. 162, an Act for the relief of sheriffs and tax-collectors;

S. B. 76, H. B. 216, an Act to prevent the hauling of seines and drag-nets in the mouths of Goose, Baird's, Dawson's and Smith Creeks, in Pamlico county, in certain seasons:

S. B. 104, H. B. 186, an Act to prohibit the sale of spirituous liquors within three miles of Shocco Chapel and People's Hall, in Warren county;

S. B. 241, H. B. 228, an Act to authorize the commissioners of Edenton to sell the town commons, and other property;

S. B. 183, H. B. 214, an Act to prevent the sale of spirituous liquors on Sunday.

H. R. 11, S. R. 149, resolution for the relief of Camden country, for the maintenance of a lunatic for the year 1875;

S. R. 216, H. R. 78, resolution in relation to expenses incurred by the commissioners appointed to purchase the Western North Carolina Railroad.

INTRODUCTION OF RESOLUTIONS.

By Mr. Houk, a resolution in favor of T. J. Austin, which was referred to the committee on claims.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time, and referred as follows:

By Mr. Gudger, a bill to complete the Railroad from Paint Rock to Warm Springs, in Madison county, which was referred to the committee on internal improvements;

By Mr. Purnell, a bill to authorize townships having within their limits cities of 5,000 inhabitants and upwards,

to levy taxes for the support of graded schools, which was referred to the committee on education;

By Mr. Jarvis, a bill to amend the landlord and tenant Act;

By Mr. Cooper, a bill to amend chap. 17, Battle's Revisal, and to change the term time of the superior courts in the 12th judicial district; and

By Mr. Vaughan, a bill to provide a fund for the payment of jurors in the several counties of the State, all of which were referred to the committee on the judiciary.

By Mr. McClure, a bill to allow the citizens of Clay county to pass through the toll gates of Cherokee county without paying toll, which was referred to the committeeon propositions and grievances; and

By Mr. Hughes, a bill for the encouragement of sheephusbandry, which was referred to the committee on agriculture, mechanics, mining, &c.

By consent, Mr. Powell introduced a resolution in regard to his Excellency the Goveernor, which was placed on the calendar.

A message was received from the Senate transmitting S. R. —, a resolution in relation to the expenses incurred by the commissioners to purchase the Western N. C. Railroad, and the resolution was placed on the calendar, and under a suspension of the rules it was put on its several readings and passed, and was ordered to be enrolled for ratification.

By consent, Mr. Richardson introduced a resolution directing the Public Treasurer to make a demand upon the receiver for the construction bond-holders of the North-Carolina Railroad, for the interest on the construction bonds of said road, owned by the State; and the resolution was referred to the committee on finance.

On motion of Mr. Powell, the Hon. John Kerr, who was present in the hall, was invited to a seat on the floor of the House, and Mr. Powell was appointed by the Speaker to conduct him to a seat.

On motion of Mr. Kenan,

H B. 195, a bill to amend section 2, chapter 105, of Battle's Revisal, was taken up and put on its second reading.

The question was on the substitute reported by the committee, and upon its adoption Mr. Bagley demanded the ayes and nays.

The call was sustained, and the substitute was adopted by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Austin, Baxter, Beam, Bizzell, Braswell, Brown, Bryson, Carter of Buncombe, Carter of Hyde, Cobb, Dillard, Dunlap, Fennell, Fulcher, Godwin, Gudger, Harriss, Hartsell, Henderson, Horton of Hertford, Jarvis, Kenan, Leach, McCubbins, McGehee, McLean, McRae, Moring, Morris, Moseley, Pinnix, Powell, Ransom, Richardson, Roberts, Rose, Rowland, Ryals, Shackelford, Shotwell, Spake, Swaim, Wilson of Burke, Yount—46.

Negative—Messrs. Aycock, Bagley, Bryant, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Cooper, Council, Crews, Davis of Haywood, Davis of Lenoir, Duggan, Ennis, Ewing, Fagan, Fox, Gaither, Geoffroy, Graves, Harrison, Haynes, Hill, Hood, Horton of Wilkes, Houk, Hughes, Johnston of Washington, King, Lineback, Lloyd, M'Brayer, McIver, McClure, Moye, Ormond, Parish, Peel, Proffitt, Reynolds, Rogers, Rush, Russell, Sams, Scott, Sharpe, Simmons, Singeltary, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, White, Williamson, Wilson of New Hanover, Wilson of Transylvania, Winslow, Worth, —59.

Mr. Bagley moved to lay the bill on the table, but withdrew it to give place to a motion made by Mr. Moring, to refer the bill to the committee on finance, which motion was agreed to, and the bill so referred.

A message was received from the Senate informing the House that the Senate had received from the joint committee on penal institutions, a report accompanying this

message, and transmit it to the House with a proposition

to print.

The report was laid before the House; the reading was dispensed with, and the proposition to print was concurred in, and an order to that effect made by the House.

THE CALENDAR

was taken up; and

H. B. 151, a bill in favor of ministers of the Gospel, on motion of Mr. Vaughan, was laid on the table.

H. B. 166, a bill making it a misdemeanor to carry concealed deadly weapons, was put on its second reading.

The question was on the adoption of the amendment, reported by the committee.

The amendment was rejected.

The question was then put on the passage of the bill as amended on its second reading.

The bill passed, and, without objection, went to its third reading.

Mr. Houk moved to indefinitely postpone the bill, and on that motion, Mr. Davis of Haywood, demanded the ayes and nays.

The call was sustained, and the House refused to postpone by this vote, viz:

Affirmative—Messrs. Aycock, Bledsoe, Hartsell, Houk, Kenan, Ormond, Shotwell—7.

Negative—Messrs. Abbott, Ardrey, Austin, Bagley, Baxter, Beam, Bizzell, Braswell, Brown, Bryant, Bryson, Bunn, Cale, Carter of Buncombe, Carter of Hyde, Carter of Warren, Cary, Clarke of Craven, Cobb, Cooper, Council, Crews, Davis of Haywood, Davis of Lenoir, Dillard, Duggan, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Gudger, Harrison, Haynes, Henderson, Hill, Hood, Horton of Hertford, Horton of Wilkes, Hughes, Jarvis, King, Leach

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Lloyd, M'Brayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Moring, Morris, Moseley, Moye, Parish, Peel, Pinnix, Proffitt, Ransom, Reynolds, Roberts, Rogers, Rose, Rowland, Rush, Russell, Ryals, Sams, Scott, Shackelford, Sharpe, Simmons, Singeltary, Spake, Swaim, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, White, Williamson, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow, Worth, Yount—94

Mr. Bryson moved to amend by striking out the word "concealed" wherever it occurs.

Mr. Bryson moved to recommit the bill.

Mr. McLean offered the following amendment:

Strike out "concealed weapons" and insert "side-arms, either concealed or otherwise."

The question was put on Mr. Bryson's amendment, and it was rejected.

Mr. Lloyd offered the following:

"Provided, This Act shall not upply to persons hunting; for wild game."

And on this amendment the question was put and lost.

Mr. Ormond moved to amend by inserting "any stick," weighing more than four ounces;" and the amendment was lost.

Mr. Vaughan demanded the previous question on the passage of the bill on its third reading.

Mr. Harrison, Mr. Ormond, Mr. Bledsoe and Mr. Lloyd, gave notice of amendments.

The call for the previous question was put and sustained, and the main question was ordered.

Mr. Harrison sent forward the following:

Amend by inserting "razor."

The question was put and the amendment was lost. Mr. Ormond sent forward the following:

Amend by inserting "any slung shot, loaded cane, or brass or iron knuckles."

The question was put on the amendment and it was adopted.

Mr. Bledsoe offered the following:

Amend by inserting before the words "of a like nature," the words "brick bat."

And the amendment was rejected.

Mr. Lloyd moved to amend by a proviso that this Act shall not extend to Pender county.

The question was put on this amendment, and it was rejected.

The question was then put on the bill on its third reading, and it passed and was ordered to be engrossed and sent to the Senate for concurrence.

A message from the Senate was received, informing the House that the Senate had adopted amendments to H. B. 212, S. B. 253, a bill to regulate the holding of the superior courts of the first judicial District, and asking concurrence therein.

The question was put on concurrence and agreed to, and a message was sent to the Senate informing that body thereof.

Under a suspension of the rules,

H. B. 100, a bill to create three new townships in the county of Lenoir, and for other purposes, was taken up on its second reading.

Mr. Davis, of Lenoir, offered the following amendment:

Amend by inserting the following section: That the board

of county commissioners of said county shall submit the question of creating the new townships, to the qualified voters of Kinston township, Mosely Hall township, and Contentnea Neck township, in said county; and that if a majority of said voters shall be in favor of the alteration herein provided, then the townships shall be in accordance with the provisions of this Act. But if a majority of the qualified voters aforesaid shall be against the same, then the townships shall remain as heretofore.

The question was on the amendment reported by the committee, and it was adopted.

The question then recurred upon the amendment offered by Mr. Davis, of Lenoir, upon which he demanded the ayes and nays.

The call was sustained, and the amendment rejected by the following vote:

Affirmative—Messrs. Bagley, Bledsoe, Bryant, Cale, Cary, Clarke of Craven, Crews, Davis of Lenoir, Duggan, Ennis, Ewing, Haynes, Hill, Hood, Johnston of Washington, Lineback, Lloyd, Ormond, Reynolds, Rogers, Russell, Scott, Simmons, Todd of Wake, Ward of Chowan, White, Williamson, Wilson of New Hanover—28.

Negative—Messrs. Abbott, Ardrey, Austin, Aycock, Baxter, Beam, Bizzell, Braswell, Brown, Bryson, Carter of Buncombe, Carter of Hyde, Cobb, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fulcher, Gaither, Geoffroy, Godwin, Graves, Gudger, Harrison, Harriss, Henderson, Horton of Hertford, Horton of Wilkes, Houk, Hughes, Jarvis, Kenan, King, Leach, M'Brayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Moring, Morris, Moseley, Moye, Parish, Peel, Pinnix, Powell, Proffitt, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Singeltary, Spake, Staples, Todd of Ashe, Vaughan, Wilson of Burke, Winslow, Worth, Yount—72.

The question was then on the passage of the bill on its second reading.

Mr. Ormond offered the following amendment:

"Strike out Vance wherever it occurs, and insert Graham."

The amendment was lost, and the bill passed its second reading; and, under a suspension of the rules, went to its third reading.

Upon its final passage, Mr. Davis, of Lenoir, demanded

the ayes and nays.

The call was sustained, and the bill passed by the following vote, and was ordered to be engrossed and sent to the Senate for concurrence.

Affirmative—Messrs. Abbott, Ardrey, Austin, Aycock, Baxter, Beam, Bizzell, Braswell, Brown, Bryson, Carter of Buncombe, Carter of Hyde, Cobb, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Gaither, Geoffroy, Godwin, Graves, Gudger, Harrison, Harriss, Hartsell, Henderson, Horton of Hertford, Horton of Wilkes, Houk, Jarvis, Kenan, King, M'Brayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Moring, Morris, Moseley, Moye, Parish, Peel, Pinnix, Powell, Proffitt, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan, Wilson of Burke, Winslow, Worth, Yount—72.

Negative—Messrs. Bagley, Bledsoe, Bryant, Bunn, Cale, Carter of Warren, Clarke of Craven, Crews, Davis of Lenoir, Duggan, Ennis, Ewing, Haynes, Hill, Hood, Johnston of Washington, Lineback, Lloyd, Ormond, Rogers, Russell, Scott, Simmons, Todd of Wake, Ward of Chowan, White, Williamson, Wilson of New Hanover.—29.

A message was received from the Senate transmitting

- S. B. 131, a bill to incorporate the town of Ringwood, in in the county of Halifax;
- S. B. 28, a bill to amend section 2, chapter 18, of Battle's Revisal;
- S. B. 199, a bill for the relief of Geo. W. Cansler, of Catawba county;
- S. B. 248, a bill to abolish the July term of the superior court of Wayne county; and
- S. B. 170. a bill to incorporate the Independent Order, No. 2, Grand Lodge of the Order of Good Samaritans and Daughters of Samaria, in America, of the State of North Carolina.

They were read the first time and referred as follows:

- S. B. 131 and 170, to the committee on corporations.
- S. B. 28 and 248, to the committee on the judiciary, and
- S. B. 199, to the committee on propositions and grievances.

Mr. McGehee announced that Mr. Austin was detained by sickness from his seat in the House.

THE CALENDAR

was resumed, and

H. B. 167, a bill for the relief of the tax payers of the county of corsythe was, on motion of Mr. Lineback, indefinitely postponed.

H. B. 174, a bill to amend section 5, chapter 165, of Battle's Revisal, on motion of Mr. Cooper, was passed over informally.

H. B. 179, a bill to amend an Act entitled an Act to prohibit the sale of cotton within certain hours, on motion of Mr. Clarke of Craven, was laid on the table.

H. B. 194, a bill in regard to averments in bills of indictment as to coin, treasury and bank notes, on motion of Mr. Moring, was laid on the table.

H. B. 199, a bill concerning pleadings in appeals from

Justices' courts, on motion of Mr. King, was laid on the table.

H. B. 200, a bill for the protection of legal notices, was put on its second reading.

The question was on the adoption of the substitute reported by the committee, and the substitute was adopted.

The bill so substituted was then put on its second reading and passed.

H. B. 204, a bill in relation to the larceny of money, was

taken up and passed its second reading.

H. B. 206, a bill to authorize M. L. Arey, tax collector of the town of Salisbury, to collect arrears of taxes for 1874–775, passed its second reading, and under suspension of the rules, was put on its third and passed, and was ordered to be engrossed and sent to the Senate for concurrence.

On motion of Mr. Parish,

H. R. 81, a resolution in regard to his Excellency the Governor, was taken up.

Mr. Roberts moved its reference to the committee on claims.

Mr. Rose suggested the committee on finance, but subsequently withdrew the motion, and on his motion the resolution was made the special order for Saturday next at 12 o'clock.

THE CALENDAR

was resumed, and

H. B. 208, a bill to punish wilful interference with water cocks, valves, &c., of the Western N C. Insane Asylum, was put on its second reading and passed.

On motion of Mr. Cooper, the rules were suspended to take up

H. B. 213, a bill to require the Secretary of State to per-

fect grants for lands, &c., and the bill was put on its third reading.

The question was on the amendment proposed by the committee, and they were adopted, and the bill so amended passed its third reading, and was ordered to be engrossed and sent to the Senate for concurrence.

The Speaker announced that the following gentlemenwere added to the committee on county government:

Messrs. Carter of Buncombe, Wilson of Burke, and Ewing.

On motion of Mr. Carter of Hyde, the House adjourned until to-morrow at 11 o'clock.

THIRTY-SECOND DAY.

House of Representatives, Friday, Jan. 12th, 1877.

The House met at 11 o'clock, Mr. Speaker Price in the chair.

The Journal of yesterday was read and approved.

INTRODUCTION OF PETITIONS.

By Mr. Geoffroy, a petition from the citizens of Cobb's Mill Church and vicinity, Lenoir county, asking that the sale of spirituous liquors be not prohibited within two and a half miles of said church.

The petition lies over.

The committee on privileges and elections, through their chairman, Mr. Moring, made a majority report on the con-

tested election from Hertford county, which was placed on the calendar.

Mr. Clarke, of Craven, made a minority report on the same case, which was placed on the calendar.

REPORTS OF COMMITTEES.

Mr. Todd of Ashe, from the committee on the judiciary, made an unfavorable report on

S. B. 135, H. B. 183, a bill to repeal chapter 76, Laws of 1870-'71.

Mr. Staples, from the same committee, reported unfavorably on

H. B. 117, a bill to amend chapter 77, section 1, of Battle's Revisal;

S. B. 114, H. B. 161, a bill to concur in the exchange of Public Documents of the State of North Carolina, with other states, &c.;

S. B. 137, H. B. 215, a bill to amend section 44, of chapter 63, Battle's Revisal;

S. B. 40, H. B. 181, a bill to destroy one-half fees of solicitors; and on

S. B. 59, H. B. 152, a bill to make embezzlement of county, city, or other funds, a felony, with a substitute, recommending the adoption of the substitute.

Mr. Kenan, from the committee on propositions and grievances, reported favorably on

H. B. 237, a bill to allow the citizens of Clay county to pass through the toll-gates of Cherokee county without paying toll.

Mr. Shackelford, chairman of committee on engrossed bills, reported the following bills as correctly engrossed, which were transmitted to the Senate for concurrence:

H. B. 166, a bill to be entitled an Act making it a misdemeanor to carry concealed deadly weapons;

H. B. 213, a bill to require the Secretary of State to per-

fect grants for land in certain counties, and to provide that registers of deeds may do so in certain cases;

H. B. 206, a bill to be entitled an Act authorizing M. L. Arey, tax-collector of the town of Salisbury, to collect arrears of taxes for the years 1874 and 1875;

H. B. 100, a bill to be entitled an Act to create three new townships in Lenoir county, and for other purposes.

The following bills and resolutions, reported as correctly enrolled by committee on enrolled bills, were duly ratified and transmitted to the Senate:

H. B. 130, S. B. 192, an Act to incorporate Zenoah Lodge No. 235, Independent Order "Beni Berith," of Tarboro, Edgecombe county;

H. B. 212, S. B. 253, an Act to regulate the holding of the spring terms of the superior courts of the first judicial district.

INTRODUCTION OF RESOLUTIONS.

By Mr. Shackelford, a resolution of instruction to Senators and Representatives in Congress, which was referred to the committee on propositions and grievances.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time, and referred as follows:

By Mr. Rose, a bill to amend chapter 17, section 254, of Battle's Revisal;

By Mr. Singeltary, a bill explanatory of, or reviewing, the provisions of sections 6, 7, 8, 9, 10, 11, 12, 13, 14 and 15, of chapter 14, Battle's Revisal;

By Mr. Ardrey, a bill to amend sections 1 and 5, chapter 138, Laws of 1873-'74; and

By Mr. Rose, a bill to amend chapter 17, sections 264,

269, 271, 272, 273 and 274, of Battle's Revisal; all of which were referred to the judiciary committee;

By Mr. Spake, a bill to prevent the sale of spirituous liquors within two miles of the court house, in the town of Webster; and

By M. King, a bill to authorize the county authorities of Stokes, Forsythe and Davidson to farm out convicts; both of which were referred to the committee on propositions and grievances.

By Mr. McIver, a bill to submit the question of the sale of spirituous liquors to the qualified voters of Carthage township, Moore county, which was referred to the committee on cities, towns, townships and counties.

By Mr. Jarvis, a bill to be entitled an Act to levy a special tax for the county of Beaufort, which was referred to the committee on finance.

And subsequently, by consent,

Mr. Henderson introduced a bill to amend section 343 of the Code of Civil Procedure, which was referred to the committee on the judiciary; and

Mr. Wilson of New Hanover, a bill to provide for the Colored Insane Asylum of North Carolina, which was referred to the committee on the Insane Asylum.

By consent, Mr. Rose presented a memorial from certain medical gentlemen of Fayetteville with reference to the passage of a law for the benefit of the profession, which lies over under the rules.

Leave of absence was granted to Mr. Leach from to-day until Monday;

To Mr. Hughes, from to-day until Tuesday;

To Mr. Todd, of Wake, from to-day until Monday;

To Mr. Hartsell, from to-day until Monday;

To Mr. Davis, of Lenoir, from to-day until Tuesday;

To Mr. Peel, from to-day until Tuesday;

To Mr. Terry, from Wednesday the 10th;

To Mr. Richardson, indefinite leave from to-day;

To Mr. Mosely, from to-day to Tuesday next;

To Mr. Cameron, Principal Clerk, from 10-morrow until Monday;

To Mr. Williamson, until Tuesday;

To Mr. Ormond, from December 30th until to-day, and

To Mr. Shackelford, from to-day until Monday.

By consent of the House, Mr. Wilson of Burke withdrew from the committee on county government and Mr. Bryson was substituted by the Speaker.

THE CALENDAR

was taken up, and

H. R. 77, a resolution of instruction to the State Geologist, was put on its second reading and failed to pass.

H. B. 14, a bill to amend the charter of the town of Kinston, Acts of 1874-'75, was taken up, and, on motion of Mr. Moye, was laid on the table.

On motion of Mr. Singeltary, the vote by which H. R. 77, failed to pass, was reconsidered, and the resolution was referred to the committee on agriculture, mechanics and mining.

H. B. 126, a bill to amend chapter 68, section 56, Common School Law, was put on its second reading, and, on motion of Mr. Singeltary, was laid on the table.

A message was received from the Senate transmitting the report of the joint select committee on the Western North Carolina Railroad, with a proposition to print.

The question was on the motion to concur and it prevailed, and a message was sent to the Senate informing that body of the concurrence of the House.

THE CALENDAR

was resumed, and

H. B. 202, a bill to incorporate the town of Sparta, in Edge-

combe county, on motion of Mr. Vaughan, was postponed until Tuesday next at twelve o'clock.

H. B. 210, a bill for the benefit of the Oxford Orphan Asylum, on motion of Mr. Crews, was laid on the table.

H. B. 211, a bill to amend section 40, chapter 68 of Battle's Revisal, was taken up on its third reading.

Mr. White offered a substitute for the bill, but,

On motion of Mr. Todd of Ashe, the matter was passed over informally.

H. B. 224, a bill to amend the charter of Davidson College, was put on its second reading and passed.

H. B. 225, a bill to incorporate the town of Holly Springs, was put on its second reading and passed by the following vote:

Affirmative-Messrs. Abbott, Ardrey, Austin, Aycock, Bagley, Beam, Bizzell, Braswell, Brown, Bryant, Cale, Carter of Buncombe, Carter of Hyde, Carter of Warren, Cobb, Cooper. Council, Crews, Davis of Haywood, Davis of Lenoir, Dillard. Duggan, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Gudger, Harrison, Harriss, Hartsell, Haynes, Henderson, Hill, Horton of Hertford, Horton of Wilkes, Houk, Kenan, King, Lineback, Lloyd, M'Brayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Moring, Morris, Moseley, Moye, Ormond. Parish, Peel, Pinnix, Proffitt, Purnell, Ransom, Reynolds, Richardson, Roberts, Rogers, Rose, Rowland, Rush, Russell, Ryals, Sams, Scott, Shackelford, Sharpe, Simmons, Singeltary, Simpson, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan, Ward of Chowan, White, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow. Worth, Yount-95.

Negative-0.

H. B. 230, a bill to amend chapter 131, Laws of 1874-'75, in relation to the charter of the town of Kinston, in Lenoir county, was put on its second reading.

Mr. King, of Lenoir, moved to lay the bill on the table,

and on that motion demanded the ayes and nays.

The call was sustained, and the House refused to table by the following vote:

Affirmative—Messrs. Allen, Bagley, Bryant, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Council, Crews, Davis of Lenoir, Duggan, Ennis, Ewing, Haynes, Hill, Hood, Horton of Hertford, Lineback, Lloyd, Ormond, Purnell, Reynolds, Rogers, Scott, Simmons, Ward of Chowan, White, Wilson of New Hanover, Wilson of Transylvania—30.

Negative—Messrs. Abbott, Ardrey, Austin, Aycock, Beam, Bizzell, Braswell, Brown Bryson, Carter of Buncombe, Carter of Hyde, Cobb, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Gudger, Harriss, Hartsell, Henderson, Horton of Wilkes, Houk, Kenan, King, M'Brayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Moring, Morris, Mosely, Moye, Parish, Peel, Pinnix, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Singeltary, Simpson, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan, Wilson of Burke, Winslow, Worth, Yount—67.

Mr. Davis, of Lenoir, offered the following amendment:

"Amend by saying that it shall be left to the qualified voters of the town."

The question was put on the amendment, and it was rejected.

Mr. Henderson demanded the previous question on the passage of the bill on the second reading.

The call was sustained, and the main question was ordered.

Mr. Bagley moved to lay the motion on the table, and on his motion, demanded the ayes and nays.

The Speaker, Mr. Singeltary in the chair, ruled the motion out of order.

The main question having been ordered, Mr. Bagley appealed from the decision of the chair.

The chair was sustained by the House, and the bill then

passed its second reading by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Austin, Aycock, Baxter, Beam, Bizzell, Braswell, Brown, Bryson, Carter of Buncombe, Cobb, Cooper, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Gaither, Godwin, Graves, Gudger, Harriss, Hartsell, Henderson, Horton of Wilkes, Houk, Jarvis, Kenan, King, M'Brayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Moring, Morris, Moseley, Moye, Parish, Peel, Pinnix, Powell, Proffitt, Purnell, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan, Wilson of Burke, Wilson of Transylvania, Winslow, Worth, Yount—70.

Negative—Messrs. Bagley, Bledsoe, Bryant, Bunn, Cale,, Carter of Warren, Cary, Clark of Bladen, Clarke of Craven, Davis of Lenoir, Duggan, Ennis, Ewing, Haynes, Hill,, Hood, Horton of Hertford, Johnston of Washington, Lineback, Lloyd, Ormond, Reynolds, Rogers, Simmons, Wardl of Chowan, White—26.

BILLS ON THIRD READING.

H. B. 169, a bill to prohibit the sale of liquor within one mule of King's Mountain High School, in the county of Cleaveland;

H. B. 200, a bill for the protection of legal notices;

H. B. 204, a bill in relation to the larceny of money, passed their third readings, and were ordered to be engrossed and sent to the Senate for concurrence.

H. B. 189, a bill to prevent the destruction of fish in the

waters of Black River and Six Rivers, in the counties of New Hanover, &c., was, on motion, laid on the table.

H. B. 217, a substitute for H. B. 66, a bill to amend chapter 239, Laws of 1874–'75, was put on its third reading.

The question was put on the adoption of the substitue and it was adopted; and the bill so substituted passed, and was ordered to be engrossed and sent to the Senate for concurrence.

S. R. 137, on its second reading, failed.

On motion of Mr. Todd of Ashe, the vote by which it failed to pass was reconsidered.

Mr. Kenan moved to refer it to the committee on agriculture, which motion was lost, and the resolution was again put on its second reading, and passed, and without objection went to a third reading and passed, and was ordered to be enrolled for ratification.

A message was received from the Senate transmitting

- S. R. 264, a resolution in relation to the lease of the North Carolina Railroad;
- S. B. 47, a bill to incorporate the Board of Provincial Elders of the Southern Province of the Moravian Church or Unitas Fratrum; and
- S. B. 211, a bill to incorporate Winston Baptist Church, in the town of Winston.

They were read the first time, and Senate Bills 211 and 47 were referred to the committee on corporations; and

- S. R. 264, to the committee on internal improvements.
- S. B. 95, a bill to repeal section 13 and amend section 14, chapter 80, of Battle's Revisal, being sections 13 and 14 of chapter 169 of Battle's Revisal, was taken up and, without objection, passed its several readings and was ordered to be enrolled for ratification.
- H. B. 226, a bill to protect the people of the State from ignorant and incompetent physicians, was taken up and failed to pass its second reading.

On motion of Mr. McLean, the vote by which the bill failed to pass was reconsidered.

Mr. Staples moved to refer it to a select committee to be appointed by the Speaker.

On motion of Mr. Staples, the reports of the majority and minority in the Hertford county contested election case, was taken up and ordered to be printed, and made the special order for Tuesday next at half-past twelve o'clock.

On motion of Mr. M'Brayer, the House adjourned until to-morrow at 11 o'clock.

THIRTY-THIRD DAY.

House of Representatives, Saturday, January 13th, 1877.

The House met at 11 o'clock, Mr. Speaker Price in the chair;

And was opened with prayer by the Rev. Dr. Pritchard, of this city.

The journal of yesterday was approved.

INTRODUCTION OF PETITIONS, &C.

By Mr. Rose, a petition from certain citizens of Fayetteville, which was referred to the committee on propositions and greevances.

REPORTS OF COMMITTEES.

Mr. Staples, from the judiciary committee, reported un-

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H. B. 76, a bill to be entitled an Act to repeal chapter 15, Laws of 1871-'72, and to re-enact chapter 273, section 1, Laws of 1868-'69, submitting a substitute and recommending, with the adoption of the substitute, that the bill do pass.

Mr. Parish, from the same committee, reported favorably

H. B. 207, a bill to amend Battle's Revisal, chapter 104 section 25, submitting a substitute and recommending, with the adoption of the substitute, that the bill do pass.

Mr. Carter, of Hyde, from the committee on internal improvements, reported favorably on the following bills:

H. B. 143, a bill to be entitled an Act to amend the charter of the New River Canal Company, and Acts amendatory thereto;

And unfavorably on

H. B. 227, an Act to amend the charter of the New River. Canal Company.

Mr. McLean, from the committee on engrossed bills, reported the following bills as correctly engrossed, which were transmitted to the Senate for concurrence:

II. B. 256, a bill to be entitled an Act to prevent the destruction of legal notices;

H. B. 217, a bill to be entitled an Act to amend chapter: 239, Laws of 1874-'75;

H. B. 169, a bill to be entitled an Act to prohibit the sales of Liquor within one mile of King's Mountain, Cleavelands county;

H. B. 204, a bill to be entitled an Act in relation to lar-ceny of money.

The following bills and resolutions, reported as correctly enrolled, by the committee on enrolled bills, which were duly ratified by the Speaker of this House:

S. R. 139, H. R. 71—Resolution of instruction to State Geologist;

S. B. 95, H. B. 153, an Act to repeal section 13, and

amend section 14, of chapter 80, Battle's Revisal; being sections 13 and 14 of chapter 169, of the Laws of 1869-'70;

H. R. 67, S. R. 207—Resolution in favor of Hon. Thomas Settle;

H. B. 201, S. B. 254, an Act to incorporate the town of Beaufort, Carteret county;

H. B. 191, S. B. 239, an Act to amend chapter 121, Laws of 1873-'74, entitled an Act to incorporate the town of Shoe Heel, Robeson county.

INTRODUCTION OF BILLS.

Ry Mr. Parish, a bill to be entitled an Act to declare it a misdemeanor to enter upon the lands of another and cut and carry away timber, which was read the first time and referred to the judiciary committe; and

By Mr. Spake, a bill to be entitled an Act to repeal chapter 84, Laws of 1874–'75, entitled an Act to establish a legal rate of interest and to prevent usury, which was read the first time and referred to the judiciary committee.

By Mr. Henderson, for the joint committee on the In. sane Asylum, a bill to be entitled an Act to provide for the prosecution of the work on the Western North Carolina Insane Asylum, which was read the first time and referred to the committee on the Insane Asylum.

By Mr. Geoffroy, a bill to be entitled and Act to give Pamlico county a representation in the House of Representatives of North Carolina, which was read the first time and referred to the committee on privileges and elections.

By Mr. Rose, a bill to be entitled an Act to amend chapter 17, section 343, of Battle's Revisal; and

By the same, a bill to be entitled an Act to prohibit the sale of intoxicating liquors within two miles of Donaldson Academy, outside of the town of Fayetteville, which was referred to the committee on propositions and grievances.

By Mr. Proffitt, a bill to be entitled an Act for the removal

of road exemptions in the county of Clay, which was read the first time and referred to the committee on railroads, postroads, etc.

By Mr. Fennell, a bill to be entitled an Act regulating trials in justices' courts; referred to the judiciary committee.

The morning hour having expired,

THE CALENDAR

was taken up, and

H. B. 117, an act to amend chapter 77, section 1, of Battle's Revisal, was, on motion of Mr. Cobb, laid on the table.

H. B. 174, a bill to amend section 5, chapter 105 of Battle's Revisal, was, on motion of Mr. Cooper, passed over informally; and

H. B. 211, a bill to amend section 40, chapter 68 Battle's Revisal, on motion of Mr. Rose, was disposed of in the same way.

H. B. 237, an act to allow the citizens of Clay county to pass through the toll gates of Cherokee county without paying toll, on motion of Mr. Cooper, was recommitted to the committee on propositions and grievances.

Mr. Staples asked that the rules be suspended and S. B. 102, H. B. 131, a bill to be entitled an Act to repeal chapter 15, Laws of 1871-72, and to re-enact chapter 273, section 1, Laws of 1868-'69, be put on its passage.

The question was upon the adoption of the substitute offered by the judiciary committee.

The substitute was adopted and the bill then passed its second and, without objection, went to its third reading, passed, and, on motion of Mr. Staples, was ordered to be sent to the Senate without engrossment.

A message was received from the Senate transmitting S.B. 279, a bill in relation to the Superior Courts of New Hanover county, and asking the concurrence of the House therein.

On motion of Mr. McGehee, the rules were suspended and

the bill put on its passage, and having passed its second and third readings, was ordered to be enrolled for ratification.

THE CALENDAR

was resumed; and,

H. B. 208, a bill to be entitled an Act to punish wilful interference with the water cocks, valves, etc., of the Western North Carolina Insane Asylum, was taken up on its third reading, passed and was ordered to be engrossed and sent to the Senate.

By consent, Mr. Gudger, from the committee on propositions and grievances, made a report on a petition for the relief of George W. Cansler, of the county of Catawba, recommending its reference to the judiciary committee, and the petition took its place on the calendar; and favorably on

H. B. 249, an Act to authorize the county authorities of Stokes, Forsythe and Davidson counties to farm out convicts.

THE CALENDAR

was again taken up; and

H. B. 224, a bill to be entitled an Act to amend the charter of Davidson College, passed its third and final reading and was ordered to be engrossed and transmitted to the Senate.

H. B. 225, a bill to be entitled an Act to incorporate the town of Holly Springs, in the county of Wake, passed its third reading and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Todd of Ashe, a reconsideration was had in order to call the ayes and nays, and the bill then passed by the following vote:

Affirmative—Messrs. Allen, Abbott, Ardrey, Aycock, Bagley, Baxter, Beam, Bizzell, Bledsoe, Braswell, Brown, Bryant, Bryson, Cale, Carter of Hyde, Carter of Warren, Cary, Clarke of Craven, Cobb, Cooper, Council, Crews, Davis of

Haywood, Duggan, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Gudger, Harrison, Harriss, Haynes, Henderson, Hill, Hood, Horton of Hertford, Horton of Wilkes, Houk, Jarvis, Kenan, King, Lineback, Lloyd, M'Brayer, McCubbins, McGehee, McIver, McRae, Morris, Moye, Ormond, Ransom, Reynolds, Roberts, Rogers, Rose, Rowland, Rush, Ryals, Sams, Sharpe, Shotwell, Singeltary, Simpson, Staples, Stephenson, Swaim, Todd of Ashe. Ward of Chowan, White, Wilson of New Hanover, Wilson of Transylvania, Winslow, Worth, Yount—82.

Negative-Mr. Johnston of Washington.

On motion of Mr. Cobb, leave of absence was granted to Mr. McIver until Monday next.

Mr. Proffitt announced Mr. McClure as detained from his seat by sickness.

THE CALENDAR

was resumed, and

H. B. 230, a bill to be entitled an Act to amend chapter 131, Laws of 1874-'75, in relation to the charter of the town of Kinston, in Lenoir county, was taken up on its third reading.

Mr. Ormond effered the following amendment:

"Amend by extending the corporate limits of said town 1000 yards from the court house in said town."

On motion of Mr. ——, the further consideration of the bill was postponed, and made the special order for Tuesday, the 16th, at 12 o'clock.

S. B. 196, H. B. 229, a bill to be entitled an act to repeal chapter 81, Private Laws of 1872-73, and to re-enact section 2, chapter 46, Private Laws of 1871-72, entitled an

Act to charter the town of Dallas, passed its second reading, and took its place upon the calendar.

Mr. Kenan moved that H. B. 227, an Act to amend the charter of the New River Canal Company, and H. B. 143, a bill to be entitled an Act to amend the charter of the New River Canal Company, and acts amendatory thereto, which were reported on this morning by the committee on internal improvements, be referred to the committee on corporations.

The Speaker announced the hour for the special order as having arrived.

On motion of Mr. Cobb, the consideration of the special order was postponed until half-past twelve this morning.

On motion of Mr. Gudger,

H. B. 143, and H. B. 227, acts Amending the charter of the New River Canal Company, were laid on the table.

THE SPECIAL ORDER

Being H. R., 81, was taken up on its second reading at the hour designated in the order.

Mr. Cooper moved its reference to the committee on claims, but withdrew that motion; and,

On motion of Mr. Cooper, the resolution was made the special order for Wednesday next, at 12 o'clock.

By consent, Mr. Scott introduced a bill to be entitled an Act to amend chapter 242, Laws of 1874-75, concerning the branch road of the Atlantic & North Carolina Railroad, running from said road to New River, in the county of Onslow, which was referred to the committee on internal improvements.

A message was received from the Governor of North Carolina.

On motion of Mr. Vaughan, the reading of the message was dispensed with, and it was transmitted to the Senate with a proposition to print.

A message was received from the Senate transmitting

S. R. 286, a resolution to amend joint rules, and asking concurrence of the House therein, which was placed on the calendar.

A message was received from the Senate, transmitting the following bills, &c.:

S. B. 188, a bill to be entitled an Act to charter the Rutherford and Spartanburg Railroad;

S. B. 242, a bill to be entitled an Act to incorporate the town of Gastonia, in Gaston county;

Engrossed Senate amendments to H. B. 193, S. B. 219, and engrossed Senate amendments to H. R. 72, S. R. 198.

S. B. 242 and S. B. 188, were referred to the committee on corporations.

The Senate amendments to H. R. 71, S. R. 198, and to H. B. 193, S. B. 219, were concurred in, and the bill and resolutions, as amended, were ordered to be enrolled for ratification.

THE CALENDAR

was resumed, and

S. B. 40, H. B. 181, a bill to be entitled an Act to destroy one-half fees solicitors, on motion of Mr. King, was laid on the table.

S. B. 59, H. B. 152, a bill to be entitled an Act to make embezzlement of the funds of any county, city, incorporated town, or of any of the charitable, penal or educational institutions of the State, a felony; was taken up on its second reading.

The question was upon the substitute offered by the judiciary committee.

The substitute was adopted, and the bill, as substituted, passed its second and third readings, and was ordered to be engrossed and sent to the Senate, and the substitute is entered on the calendar as H. B. 267.

S. B. 114, H. B. 16i, a bill to be entitled an Act concerning the exchange of the public documents of the State of North Carolina, with other States, territories and governernments, came up on its second reading, passed and without objection went to its third reading, passed and was ordered to be enrolled for ratification.

S. B. 135, H. B. 183, a bill to be entitled an Act to repeal chapter 76, Laws of 1870–771, was taken up on its second reading and, on motion of Mr. Todd of Ashe, was laid on the table.

S. B. 137, H. B. 215, a bill to be entitled an Act to amend section 44, of chapter 63, Battle's Revisal, was taken up on its second reading and, on motion of Mr. Clarke of Craven, was laid on the table.

By consent, Mr. Clarke of Craven, introduced a bill to be entitled an Act to amend section 1, chapter 247, of the Laws of 1874-'75.

The Speaker announced the following gentlemen as the committee to consider H. B. 226, a bill to be entitled an Act to protect the people of the State from incompetent and ignorant physicians:

Messrs. Staples, Ransom, Fox, Yount and Council.

On motion of Mr. King, H. B. 249, a bill to be entitled an Act to authorize the county authorities of Stokes, Forsythe and Davidson counties to farm out convicts, was taken up.

Mr. Purnell offered the following amendment:

Amend by inserting "the county of Wake."

Mr. McCubbins offered the following amendment:

Amend by inserting "Rowan County."

Similar amendments were offered in favor of Montgom-

ery county by Mr. Ewing, and Yadkin county by Mr. Harriss.

Mr. Graves sent forward the following amendment:

Amend section 1 by striking out the counties therein named, and insert in lieu thereof the words "the State."

Mr. Bledsoe offered the following amendment:

"Provided that the amount realized from the hiring of such persons shall be credited to them in the bill of costs, in all cases of conviction."

On motion of Mr. Swaim, the bill, with amendments, was referred to the judiciary committee.

On motion of Mr. Bledsoe, the House adjourned till 11 o'clock Monday morning.

THIRTY-FOURTH DAY.

House of Representatives, Monday Jan. 15th, 1877.

The House met at 11 o'clock, Mr. Speaker Price in the chair.

The Journal of Saturday was read and approved.

INTRODUCTION OF PETITIONS.

By Mr. Dunlap, a petition of citizens of Anson in regard to the repeal of the prohibition liquor law at Wadesboro depot, which was referred to the cummittee on propositions and grievances.

INTRODUCTION OF RESOLUTIONS.

By Mr. McRae, a resolution in relation to the establishment of an agricultural bureau; and

By Mr. Ormand, a resolution in favor of W. W. Holden, late Governor of North Carolina; both of which were placed on the calendar.

INTRODUCTION OF BILLS.

By Mr. Vaughan, a bill to repeal chapter 177 of the Private Laws of 1874-'75, which was referred to the committee on propositions and grievances; and, subsequently, by consent-

By Mr. Staples, a bill to amend section 16, chapter 44, of Battle's Revisal; and

By Mr. Staples, a bill to protect the interest of the State in railroads and other corporations; both of which were referred to the committee on the judiciary.

By Mr. Baxter, a bill to incorporate the Currituck Shooting Club, which was referred to the committee on corporations; and

By Mr. Wilson of Transylvania, a bill to amend chapter 72, Laws of 1874-775, which was referred to the committee on railroads, post-roads, turnpikes, etc.

By consent, Mr. Gudger introduced a resolution in relation to the room of the principal clerk; and

By Mr. Vaughan, a resolution proposing to raise a joint select committee to divide the State into nine judicial districts; both of which were placed on the calendar.

A message was received from the Senate informing the House that the Senate had concurred in the proposition of the House to print the message of His Excellency the Governor, with the accompanying documents.

The resolution introduced during this morning's session by Mr. Vaughan was, under a suspension of the rules, put on its passage and adopted.

THE CALENDAR

was taken up, and

H. R. 174, a bill to amend section 5, chapter 105, of Battle's Revisal, on motion, was passed over informally.

H. B. 207, a bill to amend Battle's Revisal, chapter 104, section 26, was put on its second reading.

The substitute offered by the committee was adopted, and the bill as amended was put on its second reading and passed.

By consent, Mr Gudger entered a motion to reconsider the vote by which H. B. 227, a bill to charter the New River Canal Company, was laid on the table.

Leave of absence was granted to Mr. Ewing, indefinitely, on account of sickness in his family, and to Mr. Lineback for ten days from to-day, for the same cause.

THE CALENDAR

was resumed, and

H. R. 76, a resolution in favor of Jesse J. Jacocks, sheriff of Perquimans, was taken up and on motion of Mr. Bagley was laid on the table.

S. B. 199, H. B. 243, a bill for the relief of George W. Cansler, of Catawba county, on motion of Mr. Cobb, was referred to the judiciary committee.

S. R. 286, H. R. 84, a resolution to amend the joint rules, was adopted, and a message was sent to the Senate informing that body of the action of this House.

The petition of G. W. Cansler was referred to the judiciary committee that of medical gentlemen of Fayetteville was placed on the calendar; that from the colored citizens of Edgecombe, that from the citizens of Cobb's Mills, to-

gether with counter petitions, were referred to the committee on propositions and grievances.

The Memorial of the National Board of Trade was referred to the committee on education, and that from Beaufort county to the same committee.

By consent, Mr. Staples introduced a resolution in relation to counting the electoral vote, which was placed on the calendar.

A message was received from the Senate, transmitting

S. B. 20, a bill to incorporate the First Ward Bucket Company of Wilmington;

S. B. 16, a bill to incorporate the Laborers' Union of Wilmington;

S. B. 244, a bill for the protection of fish in the Waccamaw Lake;

S. B. 187, a bill to enable railroads, mining and manufacturing companies to purchase steamboats; and

S. B. 270, a bill to incorporate the Franklinsville Manufacturing Company of Randolph county.

They were read the first time, and referred as follows: Senate bills 16, 20, 187 and 270, to the committee on corporations.

S. B. 244, to the committee on propositions and grievances.

On motion, the House adjourned until to-morrow morning at 11 o'clock.

THIRTY-FIFTH DAY.

House of Representatives, Tuesday, January 16th, 1877.

The House was called to order at 11 o'clock by Mr. Speaker

Price, and was opened with prayer by the Rev. Dr. Marshall of this city.

The Journal of yesterday was read and approved.

INTRODUCTION OF PETITIONS:

Mr. Rose presented a letter addressed to the General Assembly, without signature, and it was placed on the calendar.

Mr. M'Brayer presented a petition from citizens of the county of Cleaveland asking for the prohibition of the sale of intoxicating liquors within one and a half miles of Benlah Methodist Church, in said county, which was referred to the committee on propositions and grievances.

REPORTS OF COMMITTEES.

Mr. Staples, from the committee on the judiciary, reported favorably on

H. B. 272, a bill to amend section 16, chapter 44, of Battle's Revisal; and unfavorably on

H. B. 261, a bill to amend section 17, chapter 243, Battle's Revisal;

H. B. 252, a bill to amend section 343, of the Code of Civil Procedure; and

H. B. 258, a bill regulating trials in justices' courts.

Mr. King, from the same committee, reported on

H. B. 249, a bill to authorize the county authorities of Stokes, Forsythe and Davidson counties to farm out convicts, with an amendment, and recommending with the adoption of the amendment, the passage of the bill.

Mr. Graves, from the same committee, reported on

II. B. 271, a bill to protect the interest of the State in railroads and other corporations, with an amendment, and recommending the passage of the bill with the adoption of the amendment.

Mr. Vaughan, from the same committee, reported unfavorably on

H. B. 236, a bilt to provide a fund for the payment of jurors in the several counties of the State.

Mr. Gudger, from the committee on propositions and grievances, reported favorably on

H. B. 248, a bill to prevent and punish the sale of spirituous liquors within two miles of the court house in the town of Webster; and unfavorably on

H. B. 67, a bill for the relief of A. S. Hill, former sheriff and tax-collector for Cherokee county.

Mr. Kenan, from the same committee, reported favorably on

H. B. 231, a bill to punish the sale of spirituous liquors within two miles of Yellow Mountain Church and School House; and unfavorably on

H. B. 68, a bill to authorize the public treasurer to refund to the county of Alamance certain railroad taxes;

H. B. 11, a bill to empower W. F. Cooper, ex-sheriff of Graham county, to collect arrears of taxes for 1874 and '75; and on

H. B. 37, a bill to authorize the sheriff of Clay county to collect arrears of taxes.

From the same committee, Mr. Gudger recommended that no legislation be had in the matter of the petitions from the citizens of Cobb's Mills Church and vicinity, in the county of Lenoir.

The following bills and resolutions, reported as correctly engrossed, were transmitted to the Senate for concurrence:

H. B. 208, a bill to be entitled an Act to prevent wilful interference with water cocks, valves, &c., of the Western North Carolina Insane Asylum;

H. B. 224, a bill to be entitled an Act to amend the charter of Davidson College;

H. B. 225, a bill to be entitled an Act to incorporate the town of Holly Springs, in the county of Wake;

H. B. 267, substitute for S. B. 59, H. B. 152, a bill to be entitled an Act to make the embezzlement of trust funds by officers, a felony, and

H. R. 86, a resolution proposing to raise a joint select committee on dividing the State into 9 judicial districts.

The following bills and resolutions, reported as correctly enrolled, by committee on Enrolled Bills, were duly ratified by the Speaker of this House:

H. B. 203, S. B. 238, an Act to incorporate Repiton Encampment, No. 13, Independent Order Odd Fellows, Tarboro, North Carolina;

S. B. 279, H. B. 268, an Act providing for holding the January term, 1877, of the superior court of the county of New Hanover;

S. B. 102, H. B. 131, an Act to repeal chapter 15, Laws of 1871-'72, and to re-enact and amend section 1, chapter 273, Laws of 1868-'69.

H. R. 72, S. R. 198, resolution relative to the burial expenses of P. M. Winchester.

H. B. 193, S. B. 219, an Act to extend the charter of certain Banks;

S. B. 114, H. B. 161, an Act concerning the exchange of public documents of the State of North Carolina, with other States, territories and governments;

H. B. 148, S. B. 148, an Act for the relief of stock-raisers in the county of Haywood.

INTRODUCTION OF BILLS.

The following bills were read the first time, and referred as follows:

By Mr. Vaughan, a bill providing a fund for the payment of jurors in the county of Alleghany; and

By Mr. McCubbins, a bill to change the days of sales, both of which were referred to the committee on the Judiciary.

By Mr. M'Brayer, a bill to prohibit the sale of intoxicating liquors within 1½ miles of Beulah Methodist Church, in the county of Cleaveland, which was referred to the committee on propositions and grievances.

By Mr. Council, a bill concerning the purchase of stationery, which was referred to the committee on finance;

By Mr. Graves, a bill to amend chapter 28, Acts of 1870-'71, entitled an Act to incorporate the Mount Airy and Central Railroad Company, which was referred to the committee on corporations;

By Mr. Reynolds, a bill to establish a normal department at Shaw University, for the education of colored teachers for the State of North Carolina, which was referred to the committee on education, with order to print;

By Mr. Sharpe, a bill for the better protection of sheep husbandry, which was referred to the committee on agriculture; and

By Mr. Council, a bill to amend section 6, chapter 109, Private Laws of 1874-75, entitled an Act to lay out and construct a public road, &c., which was referred to the committee on railroads, post-roads, &c.

Leave of absence was granted to Mr. Harrison until Saturday, on account of important private business; to Mr. Powell for to-day and to-morrow; and to Mr. Bagley until the 27th instant, on account of important private business.

Mr. McClure was announced as still confined to his room by sickness.

Mr. Dillard was granted leave to be absent from the House to attend the sitting of the committee on the Insane Asylum.

THE CALENDAR

was taken up, and

H. B. 211, a bill to amend section 40, chapter 68, of Battle's Revisal, was put on its second reading.

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The question was on the amendment offered by Mr. White.

The amendment was adopted, and the bill so amended passed its second reading.

H. B. 174, a bill to amend section 5, chapter 105, of Battle's Revisal, on motion of Mr. Cooper, was postponed until January, 25th.

HOUSE BILLS ON THIRD READING.

H. B. 207, a bill to amend chapter 104, section 26, off Battle's Revisal, was taken up.

The question was on the substitute offered by the committee, which was adopted, and the bill so substituted passed, and was ordered to be engrossed and sent to the Senate for concurrence.

SENATE BILLS ON THIRD READING.

S. B. 196, H. B. 229, a bill to repeal chapter 81, Private Laws of 1872-'73, and to re-enact Private Law of 1870-'71, entitled an Act to charter the town of Dallas, was taken up and passed, and was ordered to be enrolled for ratification.

HOUSE RESOLUTIONS ON SECOND READING.

H. R. 85, a resolution relating to counting of the electoral vote of the United States, was taken up.

Mr. Bagley submitted a substitute, which was read.

On motion of Mr. McGehee, the resolution and the substitute were referred to the committee on the judiciary;

H. R. 87, a resolution in regard to the carpeting the room of the Principal Clerk, was put on its second reading and passed.

H. R. 88, a resolution in favor of W. W. Holden, late-

Governor of North Carolina, on motion of Mr. Henderson was referred to the judiciary committee.

H. R. 89, a resolution in regard to the establishment of an Agricultural Bureau, on motion of Mr. Singeltary, was referred to the committee on agriculture.

The petition from medical gentlemen of Fayetteville, on motion of Mr. Rose, was referred to the committee on propositions and grievances.

SPECIAL ORDER.

The first special order being H. B. 202, a bill to incorporate the town of Sparta, in the county of Edgecombe, was taken up and passed over informally, on motion of Mr. Johnston of Washington.

THE SECOND SPECIAL ORDER,

being H. B. 230, a bill to amend chapter 131, Laws of 1874–775, in relation to the charter of the town of Kinston, was taken up on its third reading and passed, and was ordered to be engrossed and sent to the Senate for concurrence.

On motion of Mr. Gudger,

H. R. 87, a resolution in regard to carpeting the room of the Principal Clerk of the House, was put on its third reading and passed, and was ordered to be engrossed and sent to the Senate for concurrence.

Mr. Ransom moved to reconsider the vote by which H. R. 76, a resolution in favor of Jesse J. Jacocks, was on yesterday laid on the table. The motion was agreed to and, on motion of Mr. Ransom, the resolution was taken up for consideration.

Mr. Ransom moved to strike out the name of Jesse J. Jacocks and insert the name of J. H. Cox, and on that motion demanded the ayes and nays.

The call was not sustained.

The question was then put on the amendement and it was lost.

The question then recurred on the passage of the resolution, and it failed to pass.

THE THIRD SPECIAL ORDER.

being H. R. 3, a resolution of inquiry into the right of H. C. Maddrey to a seat in this House, was taken up.

The question was on the adoption of the report of the minority.

Mr. Todd of Ashe, sent forward the following resolution:

Resolved, That the seat of the member from Hertford county be declared vacant, and that the Governor be informed thereof, that he may order a new election in said county to fill the vacancy.

Mr. Parish sent forward the following resolution, as a substitute for the resolution of Mr. Todd:

Resolved by the House of Representatives, That John J. Horton, the sitting member, is not entitled to his seat as the legally elected member from Hertford county.

That Henry C. Maddrey has been legally elected, and is entitled to his seat as the member of the House of Representatives from Hertford county.

Mr. Moring demanded the previous question.

The call was sustained, and the main question was ordered.

The question was then on the amendment of Mr. Parish, upon the adoption of which Mr. Wilson of New Hanover, demanded the ayes and nays.

The call was sustained, and the amendment was rejected by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Aycock, Baxter, Beam, Bizzell, Braswell, Carter of Buncombe, Cobb, Council, Davis of Haywood, Fagan, Fennell, Fox, Fulcher, Gaither, Godwin, Graves, Gudger, Harriss, Hartsell, Henderson, Jarvis, Kenan, King, M'Brayer, McCubbins, McGehee, McRae, Moring, Morris, Moseley, Parish, Peel, Proffitt, Ransom, Roberts, Rose, Rowland, Rush, Ryals, Shackelford, Simpson, Yount—44.

Negative—Messrs. Allen, Austin, Bagley, Bledsoe, Brown, Bryant, Bryson, Bunn, Cale, Carter of Hyde, Carey, Clarke of Craven, Cooper, Crews, Davis of Lenoir, Dunlap, Ennis, Haynes, Hill, Hood, Horton of Wilkes, Houk, Lloyd, McIver, Moye, Ormond, Purnell, Reynolds, Rogers, Sams, Sharpe, Simmons, Singeltary, Spake, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, White, Williamson, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow.—48.

The question then recurred on the amendment of Mr. Todd, and it was adopted, and upon the adoption of the resolution as so amended,

Mr. Bledsoe demanded the ayes and nays.

The call was not sustained, and the resolution was adopted.

On motion, the House adjourned until to-morrow moroing at 11 o'clock.

THIRTY-SIXTH DAY.

House of Representatives, Wednesday, January 17th, 1877.

The House met at 11 o'clock, and was called to order by Mr. Speaker Price.

The Journal of yesterday was read and approved.

INTRODUCTION OF PETITIONS.

By Mr. Harriss, a petition from certain citizens of Cabarrus county; and

By Mr. Austin, a petition from certain citizens of Union county, both of which were referred to the committee on propositions and grievances.

REPORTS OF COMMITTEES.

Mr. Staples, from the committee on the judiciary, reported unfavorably on

H. R. 88, a resolution in favor of W. W. Holden, late Governor of North Carolina; and

S. B. 199, H. B. 243, a bill for the relief of G. W. Cansler, of Catawba county.

Mr. Vaughan, from the same committee, reported favorably on

H. B. 281, a bill providing a fund for the payment of jurors in the county of Alleghany.

Mr. Henderson, from the committee on corporations, reported favorably on

S. B. 188, H. B. 269, a bill to charter the Rutherford and Spartanburg Railroad; and

S. B. 187, H. B. 280, a bill to enable railroad and other corporations to purchase steamboats, to be used in connection with such railroads and business; and

S. B. 170, H. B. 242, a bill to incorporate the Independent Order No. 2, Grand Lodge of the order of Good Samaritans and Daughters of Samaria in America, of the State of North Carolina;

S. B. 131, H. B. 241, a bill to incorporate the town of Ringwood, in the county of Halifax;

S. B. 47, H. B. 254, a bill to incorporate the Board of

Provincial Elders of the Southern Province of the Moravian Church, or Unitas Fratrem;

S. B. 211, H. B. 255, a bill to incorporate the Baptist Church of Winston; and

S. B. 270, H. B. 276, a bill to incorporate the Franklinsville Manufacturing Company, in the county of Randolph; and reported on

S. B. 292, H. B. 270, a bill to incorporate the town of Gastonia, in Gaston county, with an amendment, and recommending the passage of the bill with the adoption of the amendment; and submitted a substitute for H. B. 85, a bill to incorporate the town of Griffinsville, in the county of Union.

Mr. Carter of Hyde, from the committee on internal improvements, reported favorably on

S. R. 264, H. R. 83, a resolution in relation to the lease of the North Carolina Railroad; and unfavorably on

H. B. 43, a bill to submit the question of building a railroad from Danville, Va., to Yanceyville, Caswell county, to the qualified voters of said county, and for other purposes, and reported with a substitute,

H. B. 99, a bill to provide for the speedy completion of the Georgia & North Carolina Railroad, and recommending the passage of the bill so substituted.

Mr. McGehee, from the committee on finance, reported favorably on

H. B. 222, a bill to authorize the commissioners of Greene county to levy a special tax;

H. B. 251, a bill to levy a special tax for the county of Beaufort;

H. B. 284, a bill concerning the purchase of stationery; and

H. R. 79, a resolution directing the Public Treasurer to make a demand upon the receivers for the construction bondholders of the North Carolina Railroad for the interest on the construction bonds of said road owned by the State; and reported a substitute for

H. B. 195, a bill to amend section 2, chapter 105, of Battle's Revisal, recommending the passage of the substitute.

Mr. Singeltary, from the committee on railroads, postroads, etc., reported favorably on

H. B. 263, a bill for the removal of road exemptions for the

county of Clay; on

H. B. 288, a bill to amend section 6, chapter 109, Private Laws of 1874-75, entitled an act to lay out and construct a public road through the counties of Watauga and Caldwell; and

H. B. 274, a bill to amend chapter 72, Laws of 1874-'75.

Mr. Gudger, from the committee on propositions and grievances, reported unfavorably on

H. R. 82, resolution of instruction to our Senators and

Representatives in Congress.

Mr. Shackelford, chairman of committee on engrossed bills, reported the following bills and resolutions correctly engrossed, which were transmitted to the Senate for concurrence:

II. R. 87, resolution relative to carpeting the office of the principal clerk of this House;

H. B. 230, a bill to be entitled an Act to amend chapter 131, Laws of 1874-'75, relative to the charter of Kinston;

H. B. 207, a bill to be entitled an Act to amend Battle's Revisal, chapter 104, section 26.

INTRODUCTION OF RESOLUTIONS.

By Mr. Staples, a resolution on school laws, which was referred to the committee on education.

INTRODUCTION OF BILLS.

By Mr. Cobb, a bill to amend section 382, chapter 17, of

Battle's Revisal, which was referred to the committee on the judiciary.

By Mr. Reynolds, a bill for the support of the North Carolina Institution for the Deaf, Dumb and Blind, for the years 1877-78, which was referred to the committee on finance.

By Mr. Harriss, a bill to prohibit the sale of intoxicating liquors within two miles of Mount Olivet Church, which was referred to the committee on propositions and grievances.

By Mr. M'Brayer, a bill to incorporate Mountain Baptist Female Seminary, at Shelby, N. C., which was referred to the committee on corporations; and

By Mr. Carter of Buncombe, a bill to amend article 7, of the State constitution, which was referred to the committee on county government, and under a suspension of the rules, an order of the House was made to print.

A message from the Senate was received, transmitting

S. B. 126, a bill to drain Lower Creek, in the counties of Burke and Caldwell;

S. B. 243, a bill requiring beef cattle, carried to Wilmington, to be weighed;

S. B. 240, a bill to establish an additional township in Chowan county;

S. B. 258, a bill to amend chapter 63, section 15, of Battle's Revisal;

S. B. 32, a bill to incorporate the Hook and Ladder Company, No. 2, of Wilmington;

S. B. 197, a bill to repeal chapter 39, of Battle's Revisal, and chapter 112, Laws of 1874-'75, and to re-enact chapter 40, of the Revised Code;

S. R. 294, resolution in favor of special committee appointed to investigate the affairs of the Western North Carolina Railroad; and

Engrossed Senate amendment to H. B. 180, a bill to incorporate the Rellevue Cemetery Company.

They were read the first time, and referred as follows:

S. Bills 294, 197 and 258 were referred to the judiciary.

S. B. 32 and engrossed Senate amendments to H. B. 180, the committee on corporations; and

Senate bills 240, 243 and 126, to the committee on propositions and grievances.

Mr. Wilson of Burke, moved a reconsideration of the vote by which the resolution submitted in the minority report, in the Hertford county contested election case, as amended, was adopted yesterday.

Mr. McLean asked leave to have his vote recorded in the affirmative, in the adoption of the said resolution, and leave was granted.

The question was then on the adoption of the motion of Mr. Wilson, upon which Mr. Ormond demanded the ayes and nays.

The call was sustained, and the reconsideration was had

by the following vote:

Affirmative—Messsrs. Abbott, Ardrey, Aycock, Baxter, Beam, Bizzell, Bledsoe, Braswell, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Godwin, Graves, Gudger, Harriss, Hartsell, Henderson, Jarvis, Kenan, King, Leach, M'Brayer, McCubbins, McGehee, McIver, McLean, McRae, Moring, Morris, Moseley, Parish, Peel, Ransom, Roberts, Rose, Rowland, Rush, Ryals, Shackelford, Sharpe, Shotwell, Simpson, Staples, Wilson of Burke, Winslow, Worth, Yount.—58.

Negative—Allen, Austin, Bryant, Bryson, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Crews, Davis of Lenoir, Ennis, Geoffroy, Haynes, Hill, Hood, Horton of Wilkes, Houk, Hughes, Johnston of Washington, Lloyd, Moye, Ormond, Proffitt, Purnell, Reynolds, Rogers, Sams, Simmons, Singeltary, Spake, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, White, Williamson, Wilson of New Hanover, Wilson of Transylvania.—41.

Mr. Moring then moved that the vote by which the amendment offered by Mr. Todd of Ashe to the resolution embraced in the minority report was adopted, be reconsidered;

Mr. Johnston of Washington moved that the whole matter be postponed until the 27th instant;

Mr. Carter of Buncombe moved to reconsider the vote by which the amendment offered by Mr. Parish, yesterday, was defeated.

Mr. Moring called the previous question.

The call was sustained and the main question ordered.

The question was put on the motion of Mr. Johnston, and it failed.

The question then recurred on the motion of Mr. Moring to reconsider the resolution offered by Mr. Todd of Ashe as a substitute for the resolutions submitted in the minority report.

The motion prevailed and the resolution was reconsidered.

Mr. Wilson of Burke moved to reconsider the vote by which the resolution offered by Mr. Parish as a substitute for the resolution of the minority was defeated.

Upon this motion Mr. Bledsoe demanded the ayes and nays.

The call was sustained and the reconsideration was had by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Aycock, Baxter, Beam, Bizzell, Braswell, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Godwin, Gudger, Harriss, Hartsell, Henderson, Jarvis, Kenan, King, Leach, M'Brayer, McCubbins, McGehee, McLean, McRae, Moring, Morris, Moseley, Parish, Peel, Ransom, Roberts, Rose, Rowland, Rush, Ryals, Shackelford, Shotwell, Simpson, Staples, Wilson of Burke, Winslow, Yount—53.

Negative—Messrs. Allen, Austin, Bledsoe, Bryant, Bryson, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Crews, Davis of Lenoir, Ennis, Geoffroy, Graves, Haynes, Hill, Hood, Horton of Wilkes, Houk, Hughes, Johnston of Washington, Lloyd, McIver, Moye, Ormond, Purnell, Reynolds, Rogers, Sams, Sharpe, Simmons, Singeltary, Spake, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, White, Williamson, Wilson of New Hanover, Wilson of Transylvania—44.

The question then recurred on the adoption of the resolution of Mr. Parish, as an amendment to the substitute offered by Mr. Todd, for the resolution embraced in the minority report.

And upon the adoption of this, Mr. Bryant demanded the ayes and nayes, and the call was sustained.

Mr. Todd of Ashe, called for a division of the question. The chair decided the question was divisible.

Mr. Singeltary moved that the question be put on the first division, being the right of J. J. Horton to a seat in this House; and, under the call previously made by Mr. Bryant and sustained, the House proceeded to vote, and the first branch of the question was adopted by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Aycock, Baxter, Beam, Bizzell, Braswell, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Godwin, Graves, Gudger, Harriss, Hartsell, Henderson, Houk, Hughes, Jarvis, Kenan, King, M'Brayer, McCubbins, McGehee, McLean, McRae, Moring, Morris, Moseley, Moye, Parish, Peel, Purnell, Ransom, Roberts, Rose, Rowland, Rush, Ryals, Shackelford, Shotwell, Simpson, Swaim, Todd of Ashe, Todd of Wake, Wilson of Burke, Winslow, Yount—59.

Negative—Austin, Bledsoe, Bryant, Bryson, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Crews, Davis of Lenoir, Ennis, Geoffroy, Haynes, Hill, Hood, Horton of Wilkes, Johnston of Washington, Lloyd, McIver, Ormond, Reynolds, Rogers, Sams, Sharpe, Simmons, Singeltary, Ste-

phenson, Vaughan, Ward of Chowan, White, Williamson, Wilson of New Hanover, Wilson of Transylvania—35.

The question was then put on the second division of the subject, being the right of H. C. Maddrey to a seat in this

House, and it was sustained by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Aycock, Baxter, Beam, Bizzell, Braswell, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fox, Fulcher, Gaither, Godwin, Gudger, Harriss, Hartsell, Henderson, Jarvis, Kenan, King, Leach, M'Brayer, McCubbins, McGehee, McLean, McRae, Moring, Morris, Moseley, Parish, Peel, Ransom, Roberts, Rose, Rowland, Rush, Ryals, Shackelford, Shotwell, Simpson, Wilson of Burke, Winslow, Yount—51.

Negative—Messrs. Allen, Austin, Bledsoe, Brown, Bryant, Bryson, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Crews, Davis of Lenoir, Ennis, Fennell, Geoffroy, Graves, Haynes, Hill, Hood, Horton of Wilkes, Houk, Hughes, Johnston of Washington, Lloyd, McIver, Moye, Ormond, Purnell, Reynolds, Rogers, Sams, Sharpe, Simmons, Singeltary, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, White, Williamson, Wilson of New Hanover, Wilson of Transylvania—45.

The question was then upon the substitute as amended, upon the adoption of which Mr. Clarke of Craven, demanded the ayes and nays.

The call was sustained, and the substitute, as amended,

was adopted by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Aycock, Baxter, Beam, Bizzell, Braswell, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Godwin, Graves, Gudger, Harriss, Hartsell, Henderson, Jarvis, Kenan, King, Leach, M'Brayer, McCubbins, McGehee, McLean, McRae, Moring, Morriss, Moseley, Parish, Peel, Ransom, Roberts, Rose, Rowland, Rush, Ryals, Shackelford, Shotwell, Simpson, Wilson of Burke, Winslow, Yount.—51.

Negative—Messrs. Allen, Austin, Brown, Bryant, Bryson, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Cooper, Crews, Davis of Lenoir, Ennis, Geoffroy, Haynes, Hill, Hood, Horton, Houk, Hughes, Lloyd, Moye, Ormond, Purnell, Reynolds, Rogers, Sams, Sharpe, Simmons, Singeltary, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, White, Williamson, Wilson of New Hanover, Wilson of Transylvania.—41.

The question was then put upon the adoption of the resolutions as amended, and they were adopted;

Mr. Gudger moved to reconsider the vote by which the resolution was adopted and to lay that motion on the table, and it was agreed to.

Mr. Clarke of Craven gave notice of intention to enter a protest against the action of the House.

On motion of Mr. Parish, H. C. Maddrey came forward and was duly qualified as a member of this House from the county of Hertford.

On motion of Mr. M'Brayer, the House adjourned until tomorrow at 11 o'clock.

THIRTY-SEVENTH DAY.

House of Representatives, Thursday, Jan. 18th, 1877.

The House met at 11 o'clock, Mr. Speaker Price in the chair.

The Journal of Saturday was read and approved.

INTRODUCTION OF PETITIONS.

By Mr. Ransom, a petition from citizens of Washington county.

By Mr. Richardson, a petition from citizens of Pender county, asking for a prohibition law in connection with Bethlehem Church, in said county; and

By Mr. Todd of Ashe, a petition for the repeal of certain private laws concerning Ashe county, all of which were referred to the committee on propositions and grievances.

REPORTS OF COMMITTEES.

Mr. Rose, from the committee on cities, towns, townships and counties, reported favorably on

H. B. 250, a bill to submit the question of the sale of spirituous liquors to the qualified voters of Carthage township, in the county of Moore, and for other purposes.

Mr. Rose, from the judiciary committee, reported on

H. B. 217, a bill to amend chapter 17, sections 264, 269, 271, 272, 273 and 274, of Battle's Revisal, with a substitute, and recommending the passage of the bill so substituted.

Mr. Parish, from the judiciary, reported unfavorably on H. B. 259, a bill to declare it a misdemeanor to enter upon the lands of another, and cut and carry away timber.

Mr. Staples, from the same committee, reported favorably on

S. B. 248, H. B. 240, a bill to abolish the July term of the Superior Court of Wayne county; and unfavorably on

H. B. 205, a bill concerning the Supreme Court.

Mr. Henderson, from the committee on corporations, reported on

H. B. 292, a bill to incorporate King's Mountain Baptist Female Seminary, at Shelby, N. C., with an amendment, and recommending the passage of the bill with the adoption of the amendment; and reported on the Senate amendments to

H. B. 206, a bill to incorporate the Bellevue Cemetery Company, recommending the concurrence by the House in the amendments proposed by the Senate.

Subsequently, by leave, Mr. Graves from the committee

on the judiciary, made a report on

H. B. 245, a bill explanatory of, and revising, the provisions of sections 6, 7, 8, 9, 10, 11, 12, 13, 14 and 15, chapter 14, Battle's Revisal, and extending time for the prosecution of remedies allowed therein, with a substitute, and recommending the passage of the bill so substituted.

The following bills and resolutions, reported as correctly enrolled, by committee on enrolled bills, were duly ratified

by the Speaker of this House:

H. R. 69, S. R. 208, resolution in favor of the "News Publishing Company."

H. R. 86, S. R. 304, resolution proposing to raise a joint select committee on dividing the State into judicial districts.

S. B. 196, H. B. 229, an Act to repeal chapter 81 Private Laws 1872–'73, and to re-enact section 2, chapter 46 Private Laws of 1871–'72, entitled an Act to charter the town of Dallas.

H. B. 100, S. B. 277, an act to create three new townships in Lenoir county, and for other purposes.

S. B. 59, H. B. 152, an Act to make the embezzlement of trust funds by State officers a felony.

INTRODUCTION OF RESOLUTIONS.

By Mr. Ormond, a resolution in regard to the seat of Mr. Ransom; and

By Mr. Fennell, a resolution appointing a joint committee on public charities, both of which were placed on the calendar.

INTRODUCTION OF BILLS.

The following bills were read the first time and referred,

By Mr. McRae, a bill to encourage the manufacturing interests of the State, which was referred to the committee on finance; and

By Mr. Ransom, a bill to prohibit the sale of intoxicating liquors within one and a half miles of Pleasant Grove Church, in Washington county, which was referred to the committee on propositions and grievances.

And subsequently, by consent,

Mr. Wilson of New Hanover, a bill concerning the Wilmington Mutual Insurance Company, which, with an accompanying memorial, was referred to the committee on insurance.

Leave of absence was granted to Mr. Abbott from tomorrow until Friday of next week, and to Mr. Wilson of New Hanover, indefinitely, on account of sickness in his family.

Mr. Wilson of Burke rose to a question of personal privilege in regard to misapprehensions concerning him in relation to the action of the House, yesterday, on the reconsideration of the vote by which the seat of Jonathan J. Horton, the member from Hertford, was declared vacant.

A message from the Senate was received informing the House that the Senate had concurred in the House amendment, in the nature of a substitute, to S. B. 59, H. B. 152, a bill to make embezzlement of trust funds by officers, a felony, and had ordered the same to be enrolled for ratification.

A message from the Senate was received, informing the House that the Senate had concurred in H. R. 86, S. R. 304, a resolution to raise a joint select committee on dividing the State into 9 judicial districts, and have designated Messrs. Dortch, Coke, Scales and Ferguson as the Senate branch of said committee.

A message was received from the Senate transmitting,

S. B. 260, a bill to repeal an Act concerning the taking of fish in Goshen Swamp;

S. B. 172, a bill to amend the charter of the city of Newbern; and

Senate amendments to stand as a substitute for H. B. 134, a bill to allow mechanics sixty days within which to file their liens.

Senate amendments to

H. B. 196, a bill to amend section 52, chapter 63, of Battle's Revisal; and

Senate amendments to

H. B. 157, a bill to amend chapter 136, private Laws of 1873-74.

They were read the first time, and referred as follows:

Senate amendments to H. B. 134, H. B. 157, and H. B. 196, to the committee on the judiciary; and

S. B. 260, to the committee on propositions and grievances; and

S. B. 172, to the committee on corporations.

A message was received from the Senate, transmitting the report of the joint select committee to visit the Westerna Insane Asylum, with a proposition to print.

Upon motion of Mr. McGehee, the concurrence was had, and a message was sent to the Senate informing that body of the action of the House.

By consent, Mr. Powell presented a petition from citizens of New Hope Township, Chatham county, which was referred to the committee on county government.

By consent, Mr. Ransom introduced a resolution in regard to the right of D. L. Russell, the sitting member from Brunswick county, to a seat on this floor, which was placed on the calendar.

Under a suspension of the rules,

S. B. 131, a bill to incorporate the town of Ringwood, in

the county of Halifax, was put on its second reading and passed by the following vote:

Affirmative—Messrs. Allen, Abbott, Ardrey, Austin, Aycock, Baxter, Beam, Bizzell, Bledsoe, Braswell, Brown, Bryant, Bryson, Bunn, Cale, Carter of Buncombe, Carter of Hyde, Carter of Warren, Cary, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Crews, Davis of Haywood, Davis of Lenoir, Dillard, Dunlap, Ennis, Fagan, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Gudger, Harriss, Hartsell, Haynes, Henderson, Hill, Hood, Horton of Wilkes, Houk, Hughes, Jarvis, Kenan, King, Leach, Lloyd, M'Brayer, McCubbins, McGehee, McIver, McLean, McRae, Maddrey, Moring, Morris, Moseley, Moye, Ormond, Peel, Purnell, Ransom, Reynolds, Richardson, Roberts, Rogers, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Simmons, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Todd of Ashe, Todd of Wake, Ward of Chowan, White, Williamson, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow, Worth, Yount --94.

Negative = 0.

Under a suspension of the rules,

The resolution introduced during this morning session to appoint a joint select committee on public charities was put on its passage and adopted, and ordered to be engrossed and sent to the Senate for concurrence.

Under a further suspension of the rules,

H. B. 249, a bill to authorize the several counties in the State to farm out convicts, was taken up on its second reading.

The question was put on the amendment offered by the committee, and it was adopted.

Mr. Lloyd offered the following amendment:

- "Amend by adding a new section to read as follows:
- "SEC. That no convict whose labor shall be farmed out shall be punished for any failure of duty as a liable laborer,

except by a responsible officer of the State; but the convict so farmed out shall be at all times under the supervision and discipline of the penitentiary board or some officer of the State."

Upon the adoption of which Mr. Lloyd demanded the ayes and nays.

The call was not sustained and the amendment was rejected.

The question was then upon the passage of the bill as amended.

The hour for the special order being announced, further action on the bill was suspended, and Mr. Lloyd gave notice of an additional amendment.

On motion of Mr. King, the consideration of the special order was postponed.

Mr. Lloyd sent forward his amendment:

" Provided, This Act shall not apply to Pender county."

The amendment was rejected, and the question was again upon the passage of the bill as amended on its second reading.

Mr. Williamson offered the following amendment:

Provided, That the convicts thus farmed out shall be relieved of the ball and chain during such service."

Mr. King called the previous question.

The call was sustained, and the main question ordered.

Mr. Williamson's amendment was rejected.

Mr. Bryant offered the following amendment:

"Provided, That no convict shall be so hired out unless when the expense of keeping him is curtailed."

And the amendment was rejected.

The question was again on the bill as amended on its second reading.

The bill passed, and without objection went to its third reading.

Mr. Todd of Ashe, submitted the following amendment:

"The sheriff or his deputy shall be deemed a State officer for the purposes of this Act."

The amendment was accepted, and the bill so amended passed its third and final reading, and was ordered to be engrossed and sent to the Senate for concurrence.

The consideration of

THE SPECIAL ORDER

was again resumed, being

H. B. 209, a bill to amend sections 4 and 10, of Battle's Revisal, chapter 83.

Numerous amendments were offered, and

On motion of Mr. Shackelford, the bill with the amendments was recommitted to the committee on propositions and grievances.

THE CALENDAR

was taken up, and

H. B. 11, a bill to empower W. C. Cooper, ex-sheriff of Graham county, to collect arrears of taxes due for the years 1874-'75, was put on its second reading, and on motion of Mr. Cooper, indefinitely postponed.

H. B. 195, a bill to amend section 2, chapter 105, of Battle's Revisal, was put on its second reading.

The question was on the adoption of the substitute offered by the committee, upon the passage of which Mr. Davis of Haywood, demanded the ayes and nays.

The call was sustained, and the substitute was adopted

by th ; following vote:

Affirmative—Messrs. Ardrey, Baxter, Beam, Bizzell, Carter of Buncombe, Carter of Hyde, Carter of Warren, Council, Dillard, Dunlap, Fennell, Gaither, Godwin, Graves, Gudger, Harriss, Henderson, Hill, Jarvis, Kenan, Leach, M'Brayer, McCubbins, McGehee, McLean, McRae, Maddrey, Morris, Moseley, Proffitt, Ransom, Richardson, Roberts, Rose, Rowland, Ryals, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Staples, Stephenson, Wilson of Burke, Winslow, Worth, Yount—49.

Negative—Messrs. Allen, Abbott, Austin, Aycock, Bledsoe, Braswell, Bryant, Bryson, Bunn, Cale, Carey, Clark of Bladen, Clarke of Craven, Cooper, Crews, Davis of Haywood, Davis of Lenoir, Ennis, Fagan, Fox, Geoffroy, Haynes, Hood, Houk, Hughes, King, Lloyd, McIver, Moye, Ormond, Peel, Purnell, Rogers, Rush, Simmons, Spake, Todd of Ashe, Todd of Wake, Ward of Chowan, White, Wilson of New Hanover, Wilson of Transylvania—43.

The question then recurred on the passage of the bill so substituted, on its second reading.

Mr. Davis of Haywood demanded the ayes and nays.

Mr Todd of Ashe, moved to amend by striking out "\$600" and insert "\$300," and on the amendment the question was put and lost.

Mr. Sharpe offered the following amendment:

"Provided, The provisions of this resolution shall be in force only one year from and after the passage of this Act."

And the amendment was rejected.

Mr. Bryant submitted the following amendment:

"Provided, That John B. Neathery, who has performed all the duties referred to, shall be allowed the same compensation for the whole time he has acted." Mr. McGehee called the previous question.

The call was sustained, and the main question ordered. The question was then on the amendment of Mr. Bryant, which was rejected by the following vote:

Affirmative—Messrs. Bryant, Johnston of Washington, Lloyd—3.

Negative—Messrs. Allen, Abbott, Ardrey, Baxter, Beam, Bizzell, Braswell, Brown, Bryson, Bunn, Cale, Carter of Buncombe, Carter of Hyde, Carter of Warren, Cary, Clark, of Bladen, Clarke of Craven, Cooper, Council, Crews, Davis of Haywood, Davis of Lenoir, Dillard, Dunlap, Ennis, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Gudger, Harriss, Hartsell, Haynes, Henderson, Hood, Houk, Jarvis, Kenan, King, Leach, M'Brayer, Mc-Cubbins, McGehee, McIver, McLean, McRae, Maddrey, Morris, Moseley, Moye, Ormond, Peel, Powell, Purnell, Ransom, Reynolds, Richardson, Roberts, Rogers, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Simmons, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Todd of Ashe, Todd of Wake, Ward of Chowan, White, Williamson, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow, Worth, Yount ----89.

The question again recurred upon the passage of the bill as amended on its second reading.

Mr. Bryant demanded the ayes and nays. The call was sustained, and the bill passed its second reading by the following vote:

Affirmative—Messrs. Ardrey, Baxter, Beam, Bizzell, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Council, Dillard, Dunlap, Fagan, Fennel, Fox, Fulcher, Gaither, Godwin, Graves, Gudger, Harriss, Hartsell, Henderson, Jarvis, Kenan, Leach, McCubbins, McGehee, McLean, McRae, Maddrey, Morris, Moseley, Parish, Powell, Proffitt, Ransom, Richardson, Roberts, Bose, Rowland, Ryals, Sams, Shackel-

ford, Shotwell, Singeltary, Simpson, Smith, Staples, Stephenson, Wilson of Burke, Winslow, Worth, Yount—53.

Negative—Messrs. Allen, Abbott, Austin, Aycock, Braswell, Bryant, Bryson, Bunn, Cale, Cary, Clarke of Craven, Cooper, Crews, Davis of Haywood, Davis of Lenoir, Ennis, Geoffroy, Haynes, Hood, Horton, Houk, Hughes, Johnston of Washington, King, Lloyd, M'Brayer, McIver, Moye, Ormond, Peel, Purnell, Rogers, Rush, Sharpe, Simmons, Spake, Todd of Ashe, Todd of Wake, Ward of Chowan, White, Williamson, Wilson of New Hanover, Wilson of Transylvania—43.

The bill without objection went to its third and final reading, and upon its passage Mr. Bryant demanded the ayes and nayes. The call was sustained, and the bill as substituted passed by the following vote, and was ordered to be engrossed and sent to the Senate for concurrence:

Affirmative—Messrs. Ardrey, Baxter, Beam, Bizzell, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Council, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Godwin, Graves, Gudger, Harriss, Hartsell, Henderson, Jarvis, Kenan, Leach, McCubbins, McGehee, McLean, McRae, Maddrey, Morris, Moseley, Parish, Powell, Proffitt, Ransom, Richardson, Roberts, Rose, Rowland, Ryals, Sams, Shackelford, Shotwell, Singeltary, Simpson, Smith, Staples, Stephenson, Wilson of Burke, Winslow, Worth, Yount—53.

Negative—Messrs. Allen, Abbott, Austin, Aycock, Braswell, Bryant, Bryson, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Cooper, Crews, Davis of Haywood, Davis of Lenoir, Ennis, Geoffroy, Haynes, Hood, Horton, Houk, Hughes, Johnston of Washington, King, Lloyd, M'Brayer, McIver, Moye, Ormond, Peel, Purnell, Rogers, Rush, Sharpe, Simmons, Spake, Todd of Ashe, Todd of Wake, Ward of Chowan, White, Williamson, Wilson of New Hanover, Wilson of Transylvania—44.

Mr. Staples moved to reconsider the last vote, and that

that motion lie on the table, and the latter motion prevailed.

Leave of absence was granted to Mr. Ardrey from tomorrow until Wednesday next.

Mr. Duggan was announced as detained in his room by sickness, from his seat in the House.

THE CALENDAR

was resumed; and,

H. B. 37, a bill to authorize the sheriff of Clay county to collect arrears of taxes was, on motion, laid on the table.

Mr. Powell moved that the House do adjourn until tomorrow at 11 o'clock.

Mr. Rose moved to amend by substituting 10:30.

The amendment was rejected, and the House adjourned until to-morrow at 11 A. M.

THIRTY-EIGHTH DAY.

House of Representatives, Friday, Jan. 19th, 1877.

The House met at 11 o'clock, and was called to order by Mr. Speaker Price.

The Journal of yesterday was read and approved.

INTRODUCTION OF MEMORIALS, &C.

By Mr. Carter of Hyde, a petition of citizens of Hyde county;

By Mr. Pinnix, a petition of the physicians of Davidson county; and

By Mr. Richardson, a petition of a portion of the physicians of Columbus county, praying for the passage of a law in behalf of physicians;

All of which were referred to the committee on propositions

and grievances.

REPORTS OF COMMITTEES.

Mr. McLean, from the committee on claims, reported favorably on

H. R. 80, a resolution in favor of T. J. Austin.

Mr. Rowland, from the committee on the judiciary, reported unfavorably on

S. B. 89, H. B. 154, a bill to prevent the felling of trees in the North East River.

Mr. Bledsoe, from the same committee, reported unfavorably on

H. B. 257, a bill to amend section 1, chapter 247, of the laws of 1874-'75.

Mr. Wilson of Burke, from the committee on internal improvements, reported unfavorably on

H. B. 142, a bill to restore to the State its representation in the Western Railroad Company.

Mr. Powell, from the committee on public buildings and grounds, reported back

H. R. 66, a resolution in regard to the State Arsenal at Fayetteville, with a resolution as a substitute, which was placed on the calendar.

Subsequently, by consent, Mr. Henderson, from the committee on the judiciary, reported on

H. B. 219—A bill to require the clerks of all courts of record to provide and keep indexes, &c., with a substitute, and recommending the passage of the bill so substituted; and favorably on

H. B. 282—A bill to change the days of sales.

Mr. Henderson, from the committee on corporations, reported favorably on

S. B. 32, H. B. 299, a bill to incorporate the Hook and Ladder Company No. 2, of the city of Wilmington; and on

H. B. 114, S. B. 176, a bill to incorporate the town of Laurinburg, in the county of Riehmond, returned from the Senate with amendments, reporting a substitute for the whole bill, and recommending the passage of the bill so substituted.

Mr. Staples, from the committee on the judiciary, reported

unfavorably on

S. B. 110, H. B. 182, a bill to amend section 252, chapter 17, of Battle's Revisal; favorably on

H. B. 246, a bill to amend sections 1 and 5 of chapter 138, Laws of 1873-'74;

S. B. 98, H. B. 159, a bill to amend section 389 of chapter 17 of Battle's Revisal; and on

S. B. 28, H. B. 239, a bill to amend section 2, chapter 18, of Battle's Revisal, with an amendment recommending the passage of the bill so amended.

Mr. Ransom, from the special committee to which was referred

II. B. 206—A bill to protect the interests of the people of the State from ignorant and imcompetent physiciaus, reported back the bill with a substitute, recommending the passage of the bill so substituted.

Mr. Graves, from the committee on the judiciary, reported unfavorably on

H. B. 69—A bill to require sheriffs of the several counties to make statement of persons confined under sentence; and

H. B. 84—A bill to require chairmen of boards of commissioners of the several counties to furnish statements of county expenses, together with the substitute to both bills, referred back to the judiciary committee.

Mr. Shaekelford, chairman of committee on engrossed bills, reported the following bills and resolutions as correctly en-

grossed, which were transmitted to the Senate for concurrence;

H. B. 249—a bill to be entitled an Act to authorize the several county authorities of this State to farm out convicts;

H. R. 93—Resolution appointing a joint committee on public charities;

H. R. 95—Resolution authorizing the Governor to employ clerical assistance.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time, and referred as follows:

By Mr. Simmons, a bill to repeal chapter 89, Laws of 1874-'75;

By Mr. Simmons, a bill to compel the registration of deeds.

By Mr. Wilson, of New Hanover, a bill to protect owners of store-houses, ware-houses and factories.

By Mr. Henderson, a bill to confer upon mayors of cities and towns, the criminal jurisdiction of a justice of the peace; and

By Mr. Wilson of Burke, a bill to confer upon the mayor of the town of Morganton the jurisdiction of a justice of the peace in all criminal matters; all of which were referred to the committee on the judiciary.

By Mr. Davis of Haywood, a bill to repeal chapter 138, Laws of 1874-'75.

By Mr. McIver, a bill to repeal chapter 27, Laws of 1874 and '75.

By Mr. Carter of Hyde, a bill to amend chapter 137, Laws of 1873-'74.

By Mr. Clark of Bladen, a bill to prohibit the sale of spirituous liquors within three miles of Bladen Union Church, in Bladen county; and

By Mr. Spake, a bill to prohibit the sale of spirituous

liquors within two miles of Shoal Creek Methodist Church, Jackson county; all of which were referred to the committee on propositions and grievances.

By Mr. Cooper, a bill to authorize the county commissioners of Graham county to levy a special tax, which was referred to the committee on finance; and

By Mr. M'Brayer, a bill to incorporate New Hope Baptist Church, Cleaveland county, which was referred to the committee on corporations.

A message was received from the Senate transmitting

S. B. 160, a bill to aid in the construction of the Chester and Lenoir Narrow-Gauge Railroad, which was read the first time and referred to the committee on corporations.

LEAVE OF ABSENCE

was granted to

Mr. McRae, from to-morrow until Friday next;

To Mr. Bunn, from to-morrow until Tuesday next;

To Mr. Carter of Warren, indefinitely;

To Mr. Aycock, from to-day until Tuesday next;

To Mr. Davis of Lenoir, from to morrow until Tuesday;

And to Mr. King, from to-day until Tuesday next.

THE CALENDAR

was taken up, and

H. R. 79, a resolution directing the Public Treasurer to make a demand upon the Receiver for the construction bond-holders of the North Carolina Railroad for the interest on the bonds owned by the State, was put on its second reading and passed, and, without objection, was put on its third reading and passed, and was ordered to be engrossed and transmitted to the Senate for concurrence.

H. R. 82, a resolution of instruction to our Senators and Representatives in Congress, on motion of Mr. Shackelford, was laid on the table. H. R. 88, a resolution in favor of W. W. Holden, late Governor of North Carolina, was taken up.

Mr. Rose moved to lay the resolution on the table, upon which motion Mr. Ormond demanded the ayes and nays. The call was sustained, and the motion prevailed by the

following vote:

Affirmative—Messrs. Ardrey, Aycock, Baxter, Beam, Bizzell, Braswell, Brown, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Gudger, Harriss, Hartsell, Henderson, Houk, Hughes, Jarvis, Leach, M'Brayer, McCubbins, McGehee, McIver, Maddrey, Morris, Mosely, Moye, Parish, Peel, Pinnix, Proffitt, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Todd of Ashe, Wilson of Burke, Wilson of Transylvania, Winslow, Worth, Yount.—67.

Negative—Messrs. Allen, Austin, Bledsoe, Bryant, Bunn, Carter of Warren, Cary, Clarke of Craven, Crews, Davis of Lenoir, Ennis, Haynes, Hood, Horton, Johnston of Washington, Lloyd, Ormond, Purnell, Reynolds, Rogers, Simmons, Todd of Wake, Ward of Chowan, White, Williamson, Wilson of New Hanover—26.

A message was received from the Senate transmitting back to the house, engrossed H. B. 213, asked for by the house to correct defect in engrossment.

THE CALENDAR

was resumed, and

H. R. 91—A resolution in regard to school laws, was put on its passage and adopted.

H. R. 92—A resolution in regard to the seat of D. L. Russell, the sitting member from Brunswick, on motion of Mr. Wilson, of New Hanover, was laid on the table.

H. R. 94—A resolution in regard to the seat of Edward Ransom, the sitting member from Tyrrell, was taken up.

Mr. Henderson moved to lay the resolution upon the table, upon which motion Mr. Ormond demanded the ayes and nayes. The call was not sustained, and the resolution was tabled.

SENATE BILLS ON THIRD READING.

S. B. 131—A bill to incorporate the town of Ringwood, in the county of Halifax, was put on its third reading and passed, and was ordered to be enrolled for ratification.

HOUSE BILLS ON SECOND READING.

H. B. 43—A bill to submit the building of a railroad from Danville, Va., to Yanceyville, in the county of Caswell, &c., on motion of Mr. Cary, was passed over informally.

H. B. 67, a bill for the relief of A. S. Hill, former sheriff and tax collector for Cherokee county,

On motion of Mr. Cooper, was laid on the table.

H. B. 68, a bill to authorize the Public Treasurer to refund to the county of Alamance certain railroad taxes, on motion of Mr. Clarke of Craven, was laid on the table.

H. B. 85, a bill to incorporate the town of Griffinsville, in Union county, was taken up.

The question was upon the adoption of the substitute offered by the committee.

The substitute was adopted, and the bill then passed its second reading; and under a suspension of the rules, was put on its third reading and passed, and was ordered to be engrossed and sent to the Senate for concurrence, and the bill so substituted is entered on the calendar as H. B. 318.

H. B. 99, a bill for the speedy completion of the Georgia and North Carolina Railroad was taken up.

The substitute offered by the committee was adopted, and the bill passed its second reading, and takes its place on the calendar as H. B. 319. H. B. 205, a bill concerning the Supreme Court, on motion of Mr. Henderson, was laid on the table.

H. B. 211, a bill to amend section 40, chapter 68, of Battle's Revisal, on motion, was recommitted to the committee on education.

H. B. 222, a bill to authorize the commissioners of Greene county to levy a special tax, was taken up.

Mr. Moye moved to amend by striking out "\$7,000" and inserting "\$5,000." And upon a division, the amendment was adopted; and the bill so amended was put on its second reading, and under the call for the ayes and nayes, passed by the following vote:

Affirmative—Messrs. Austin, Aycock, Baxter, Beam, Bizzell, Braswell, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Godwin, Graves, Harriss, Hartsell, Henderson, Horton, Jarvis, M'Brayer, McCubbins, McGehee, McLean, Maddrey, Morris, Moseley, Moye, Ormond, Parish, Peel, Pinnix, Powell, Proffitt, Purnell, Ransom, Reynolds, Richardson, Roberts, Rogers, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Todd of Ashe: White, Wilson of Burke, Wilson of New Hanover, Winslow, Worth, Yount—66.

Negative—Messrs. Bledsoe, Brown, Bryant, Cary, Clarke of Craven, Crews, Ennis, Haynes, Hood, Johnston of Washington, Lloyd, Simmons, Ward of Chowan, Wilson of Transylvania—14.

H. R. 81—A resolution in regard to his Excellency the Governor, which was the special order for Wednesday last, but which was passed by under consideration of the subject then before the house, was taken up, and on motion of Mr. Powell, by leave of the House, was withdrawn.

THE CALENDAR

- H. B. 231—A bill to prevent the sale of spirituous liquors within two miles of Yellow Mountain Church and school house, on motion of Mr. Todd of Ashe, was recommitted to the committee on propositions and grievances.
- H. B. 236, a bill to provide a fund for the payment of jurors in certain counties in the State, on motion of Mr. Henderson, was laid on the table.
- H. B. 245. a bill explanatory of and reviving the provisions of sections 6, 7, 8, 9, 10, 11, 12, 13, 14 and 15, chapter 14 of Battle's Revisal, and extending the time for prosecution of remedies allowed therein, was taken up. The question was on the substitute offered by the committee. The substitute was adopted and the bill so substituted passed its second reading and is entered on the calendar as H. B. 320.
- H. B. 247, a bill to amend chapter 17, sections 264, 269, 271, 272; 273 and 274 of Battle's Revisal, was taken up. The question was put on the adoption of the substitute offered by the committee and it was adopted, and, on motion, the bill was passed over informally.

The bill as substituted is entered upon the calendar as H. B. 321.

H. B. 250, a bill to submit the question of the sale of spirituous liquors to the qualified voters of Carthage township, Moore county, was put on its second reading and passed, and,

On motion of Mr. Rose, was put on its third reading and passed, and was ordered to be engrossed and sent to the Senate for concurrence.

H. B. 251, a bill to levy a special tax for the county of Beaufort, was put on its second reading and passed by the following vote:

Affirmative—Messrs. Allen, Austin, Aycock, Baxter, Beam, Bizzell, Bledsoe, Braswell, Brown, Bryson, Carter of Hyde, Cary, Clark of Bladen, Clarke of Craven, Cobb, Council, Davis of Haywood, Dillard, Dunlap, Ennis, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Gudger, Harriss, Hartsell, Haynes, Henderson, Hood, Horton, Houk, Hughes, Jarvis,

Lloyd, M'Brayer, McCubbins, McGehee, McLean, Morriss, Moseley, Moye, Ormond, Parish, Peel, Pinnix, Powell, Profitt, Ransom, Richardson, Roberts, Rogers, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Todd of Ashe, Ward of Chowan, White, Williamson, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow, Worth, Yount.—79.

Negative—Messrs. Bryant, Crews, Davis of Lenoir, Purnell.—4.

H. B. 284, a bill concerning the purchase of stationery, passed its second reading.

H. B. 252, a bill to amend section 343 of the Code of Civil Procedure, on motion of Mr. Henderson, was laid on the table.

H. B. 258, a bill regulating trials in justice's courts, one motion of Mr. Fennell, was recommitted to the judiciary committee.

H. B. 259, a bill to declare it a misdemeanor to enterupon the lands of another and cut and carry away timberon motion of Mr. Parish, was laid on the table.

H. B. 261, a bill to amend chapter 17, section 343, of Battle's Revisal, on motion of Mr. M'Brayer, was laid on the table.

H. B. 263, a bill for the removal of road exemptions in the county of Clay, was put on its second reading.

Mr. Todd of Ashe, moved to recommit the bill, and one that motion the question was had and lost.

The bill then passed its second reading, and on motion of Mr. Davis of Haywood, the rules were suspended and the bill put on its third reading and passed, and was ordered to be engrossed and sent to the Senate for concurrence.

H. B. 271, a bill to protect the interests of the State in railroads and other corporations, was put on its second reading.

The amendment proposed by the committee was adopted. Mr. Houk moved to postpone further present consideration of the bill, and make it the special order for Monday next.

The motion was lost, and the bill passed its second reading.

On motion of Mr. Houk, the House adjourned till tomorrow at 11 o'clock.

THIRTY-NINTH DAY.

House of Representatives, Saturday, January 20th, 1877.

The House met at 11 o'clock, Mr. Speaker Price in the chair;

The journal of yesterday was read and approved.

INTRODUCTION OF PETITIONS.

By Mr. Pinnix, a petition of citizens of Davidson county. By Mr. Dunlap, a petition from citizens of Anson county against the repeal of the prohibitory liquor law at the Wadesboro depot.

By Mr. Carter of Hyde, a petition from the commissioners of Hyde for a special tax; and

By Mr. Richardson, a petition from a portion of the citizens of Pender county, praying for the passage of an Act in regard to fishing and hunting in the waters of Black River,

in Pender county; all of which were referred to the committee on propositions and grievances.

REPORTS OF COMMITTEES.

Mr. Staples, from the judiciary committee, reported unfavorably on

H. B. 307, a bill to protect owners of store-houses, ware-houses and factories.

Mr. Vaughan, from the same committee, reported favorably on

S. B. 258, H. B. 295, a bill to amend chapter 63, section 15, of Battle's Revisal.

Mr. M'Brayer, from the same committee, reported unfavorably on

H. B. 305, a bill to repeal chapter 89, Laws of 1874-'75.

Mr. Henderson, from the same committee, reported favorably on

Senace amendments to H. B. 134, a bill to allow mechanics sixty days within which to file their liens.

Mr. Carter of Buncombe, from the same committee, reported favorably on

Senate amendments to H. B. 196, a bill to amend section 52, chapter 63, of Battle's Revisal.

Mr. Pinnix, from the same committee, reported favorably on

S. R. 294, H. R. 90, a resolution in favor of the special committee to investigate the affairs of the Western North Carolina Railroad, and Western Insane Asylum.

Mr. Todd, from the same committee, reported unfavorably on

H. B. 306, a bill to compel the registration of deeds.

Mr. Henderson, from the committee on corporations, reported favorably on

S. B. 172, H. B. 303, a bill to amend the charter of the city of Newbern.

Mr. Shackelford, chairman of committee on engrossed bills, reported the following bills and resolutions as correctly engrossed, which were transmitted to the Senate for concurrence;

H. B. 318, a bill to be entitled an Act to incorporate the town of Griffinsville, in Union county.

H. B. 263, a bill to be entitled an Act for the removal of road exemptions, in the county of Clay.

H. R. 79, resolution directing the Public Treasurer to make a demand upon the Receiver for construction bonds of the North Carolina Railroad, for interest on the construction bonds of said road, owned by the State.

H. B. 250, a bill to be entitled an Act to submit the question of the sale of spirituous liquors to the qualified voters of Carthage township, in the county of Moore, and for other purposes.

INTRODUCTION OF RESOLUTIONS.

By Mr. Hughes, a resolution to pay the Governor of the State the proceeds arising from the rent of the property known as the Governor's Mansion, which was placed on the Calendar.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time, and referred or disposed of as follows:

By Mr. Pinnix, a bill to amend an Act to lay off and establish a public road in the counties of Davidson and Davie, and to establish a ferry across Yadkin River;

By Mr. Rose, a bill to amend an Act entitled an Act to regulate the time of holding the terms of the superior court of Cumberland county; and

By the same, a bill to establish criminal courts for certain counties; all of which were placed on the calendar.

By Mr. Richardson, a bill to amend Battle's Revisal, section 5, chapter 6; and

By Mr. Godwin, a bill to amend section 2, chapter 152, Laws of 1871-'72, which were referred to the judiciary committee.

By Mr. Carter of Hyde, a bill to authorize the county commissioners of Hyde to levy a special tax;

By Mr. Dunlap, a bill for the relief of George W. Willoughby, late sheriff of Anson county;

By Mr. Richardson, a bill concerning county commissioners; and

By Mr. Bryson, a bill to authorize the commissioners of the county of Swain to levy a special tax to build a bridge across the Tuckaseegee River; all of which were referred to the committee on finance.

By Mr. Cale, a bill to incorporate the United Order of Brothers and Sisters of Love and Charity; and

By Mr. M'Brayer, a bill to incorporate the town of . Cleaveland Mills, in the county of Cleaveland; both of which were referred to the committee on corporations.

By Mr. Johnston of Washington, a bill to amend chapter 38, Battle's Revisal, concerning dogs, which was referred to the committee on agriculture, mechanics and mining; and

By Mr. Moye, a bill to regulate the fees of county officers, which was referred to the committee on salaries and fees.

Leave of absence was granted to Mr. Swaim, on account of sickness;

To Mr. Kenan, from to-day until Tuesday next;

To Mr. Moring, until Monday next, and

To Mr. Clarke of Craven, indefinitely, on account of important private business.

Mr. Bryant was announced as detained by sickness from his seat in the House.

Mr. Duggan was announced as still detained by sickness from his seat in the House; and

Mr. Henderson announced that Mr. Yount was detained from his seat by sickness.

The Speaker announced the following gentlemen to compose the House branch of the joint select committee on public charities:

Messrs. Fennell, Simpson, Geoffroy, Henderson and Duggan;

And the following to compose the House branch of the joint committee to redistrict the State into nine judicial districts:

Messrs. Vaughan, Carter of Buncombe, Henderson, Roberts and Johnston of Washington.

The Speaker directed the clerk of the House to issue certificates to the member from Hertford, H. C. Maddrey, to date from the meeting of this General Assembly, and the order was directed to be entered upon the Journal of the House.

THE CALENDAR

was taken up, and

H. R. 80, a resolution in favor of T. J. Austin, was put on its second reading and passed.

H. R. 95, a resolution in relation to the sale of the State Arsenal at Fayetteville, was put on its second reading and passed.

S. R. 264, a resolution in regard to the lease of the North Carolina Railroad, was put on its readings and adopted.

HOUSE BILLS ON SECOND READING.

H. B. 43, a bill to submit the building of a railroad from Danville, Va., to Yanceyville, N. C., to the qualified voters of Caswell county, on motion of Mr. Parish, was laid on the table.

H. B. 69, and H. B. 84, with the substitutes offered by

the committee, bills to require the registers of deeds and sheriffs to furnish statement of county expenses, on motion of Mr. Graves, were laid on the table.

H. B. 142, a bill to restore to the State its representation in the Western Railroad Company, on motion, was passed over informally.

H. B. 226, a bill to protect the people of the State from incompetent and ignorant physicians, was taken up, and on motion of Mr. Sharpe, was laid on the table.

H. B. 272, a bill to amend section 16, chapter 44, of Battle's Revisal, passed its second reading.

Mr. Ransom moved to reconsider the vote by which H. B. 226 was laid on the table, and on that motion demanded the ayes and nays.

The call was not sustained, and the question was put on reconsideration, and it prevailed.

Mr. Sharpe moved to lay the bill on the table, and on a division the motion was lost.

The question was then put on the substitute offered by the committee.

Mr. Ormond offered an amendment, which was ruled out by the Speaker as not germain to the question.

Mr. McLean moved to make the bill the special order for Tuesday, the 23d, at 12 o'clock, and the motion was lost.

Mr. Leach offered the following amendment:

"Provided the Act does not apply to Davidson county."

Mr. Vaughan offered the following amendment:

"Provided, this Act shall not apply to the citizens of Alleghany, Rockingham and Rowan."

Mr. Terry moved to indefinitely postpone the bill, and on that motion Mr. McLean demanded the ayes and nays.

The call was not sustained, and the question then recurring on the motion of Mr. Terry, it was carried.

H. B. 219, a bill to require the clerks of all courts of record to provide and keep indexes of the names of the parties to all causes in their courts, was taken up.

The question was upon the adoption of the substitute.

The substitute was adopted, and under a suspension of the rules the bill passed its several readings, and was ordered to be engrossed and sent to the Senate for concurrence, and goes upon the Calendar as H. B. 335.

Under a suspension of the rules, the following bills were acted on:

H. B. 322, a bill to amend an Act to lay off and establish a road in the counties of Davidson and Davie, and to establish a ferry across the Yadkin River, was put on its several readings and passed, and was ordered to be engrossed and sent to the Senate for concurrence.

The Senate amendments to H. B. 114, a bill to incorporate the town of Laurinburg, were put on their adoption.

The question was upon the substitute submitted by the House committee for the Senate amendments,

Mr. Terry offered the following amendment:

"That the commissioners of said town shall not levy a greater amount of tax on the real and personal property of said town that ten cents on the one hundred dollars' valuation by the township trustees of Stewartsville township."

The question was put on the amendment and it was lost.

The substitute of the committee was then adopted and the question then recurred on the adoption of the amendments so substituted, and they passed their second and third readings and were ordered to be sent to the Senate for concurrence; and the substitute goes upon the calendar as H. B. 336.

On motion of Mr. Rose, the rules were suspended to take from the calendar a bill introduced by him during this morning's session, to make an order to print; and the order to print was made by the House and the bill was ordered to be referred to the committee on county government.

S. B. 188, a bill to charter the Rutherford and Spartanburg Railroad, was put on its several readings and passed, and was ordered to be enrolled for ratification.

On motion of Mr. Houk,

H. R. 80, a resolution in favor of T. J. Austin, was put on its third reading and passed, and was ordered to be engrossed and sent to the Senate for concurrence.

S. B. 242, H. B. 270, a bill to incorporate the town of Gastonia, was taken up on its several readings.

Mr. Todd of Ashe moved to amend by inserting sixty cents where sixty six and two-thirds occurs.

The amendment was accepted, and the bill so amended passed its second and third readings and was ordered to be returned to the Senate with the engrossed amendments for the concurrence of that body.

S. B. 170, H. B. 242, a bill to incorporate the Independent Order, No. 2, Grand Lodge of the Order of Good Samaritans and Daughters of Samaria in America, of the State of North Carolina, passed its several readings, and was ordered to be enrolled for ratification.

Mr. Johnston of Washington moved to adjourn until Monday morning at 11 o'clock, and moved a call of the House.

The call was sustained and the following gentlemen answered to their names;

Messrs. Allen, Abbott, Austin, Beam, Bizzell, Bledsoe, Braswell, Brown, Cale, Carter of Buncombe, Carter of Hyde, Cary, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Crews, Davis of Haywood, Dillard, Dunlap, Ennis, Fagan, Fennell, Fulcher, Gaither, Geoffroy, Godwin, Graves, Gudger, Harriss, Hartsell, Haynes, Henderson, Hood, Horton, Houk, Jarvis, Johnston of Washington, M'Brayer, McCubbins, McGehee, McIver, McLean, Maddrey, Morris, Moseley, Moye, Ormond, Peel, Pinnix, Powell,

Proffitt, Purnell, Ransom, Reynolds, Richardson, Roberts, Rogers, Rose, Rowland, Rush, Ryals, Sams, Scott, Shackelford, Sharpe, Shotwell, Simmons, Singeltary, Simpson, Stephenson, Terry, Todd of Ashe, Vaughan, Ward of Chowan, White, Williamson, Wilson of New Hanover, Wilson of Transylvania—82 present.

Mr. Gudger asked leave to withdraw from the chairmanship of the committee on propositions and grievances.

Leave was granted, and Mr. Kenan was appointed by the Speaker, as chairman of said committee.

S. B. 16, H. B. 279, a bill to incorporate the Laborers' Union, of Wilmington, N. C., was put on its several readings.

The question was on the amendments proposed by the committee; and they were adopted and ordered to be engrossed and sent to the Senate for concurrence

Mr. Clarke of Craven, moved to adjourn until Monday at 11 o'clock, and the House refused to adjourn.

Mr. Henderson moved to suspend the rules to take up 319.

Mr. Bledsoe renewed the motion to adjourn, and the House refused to adjourn, and

H. B. 319, a bill to amend the charter of the Georgia and North Carolina Railroad, and for other purposes, was taken up.

Mr. Bledsoe moved to make the bill the special order at 12 o'clock, and on a division, the motion prevailed.

Mr. Bledsoe moved to adjourn until Monday morning at 11 o'clock, upon which motion Mr. Davis of Haywood, demanded the ayes and nays.

The call was not sustained, and the House adjourned until Monday at 11 o'clock.

FORTIETH DAY.

House of Representatives, Monday, January 22d, 1877.

The House met at 11 o'clock, and was called to order by Mr. Speaker Price.

The Journal of yesterday was read and approved.

INTRODUCTION OF PETITIONS.

By Mr. Henderson, a petition of A. S. Boyden and ninety-three other citizens of Salisbury, praying for a law prohibiting the netting of partridges.

By Mr. Ransom, a petition from the commissioners of Tyrrell county, asking to be allowed to levy a special tax; and

By Mr. Moring, a petition from Baptist churches at Morrissville, Cary, Salem, Mt. Hermon and Cedar Fork, in the county of Wake, in regard to the sale of spirituous liquors; all of which were referred to the committee on propositions and grievances; and

By Mr. Pinnix, a petition from a portion of citizens of Pender county, asking relief from the present form of county government; which was referred to the committee on county government.

REPORTS OF COMMITTEES.

Mr. Vaughan, from the committee on insurance and banking, reported favorably on

H. B. 304, a bill concerning the Wilmington Mutual Insurance Company.

Mr. Bledsoe, from the committee on the judiciary, reported on Senate amendments to

H. B. 157, a bill to amend chapter 136, of Private Laws of 1873-'74, recommending that the House do concur in the amendments of the Senate; and

Mr. Pinnix, from the committee on penal institutions, reported on

H. B. 64, a bill to protect the State's interest in contracts for the hire of convict labor and for other purposes, with the recommendation that the bill be referred to the committee on the judiciary, and it was so ordered by the House.

Mr. Shackelford, chairman of committee on engrossed bills, reported the following bills, resolutions and amendments as correctly engrossed, which were transmitted to the Senate for concurrence:

Engrossed substitute for S. B. 176, H. B. 114;

H. B. 336, a bill to be entitled an Act to incorporate the town of Laurinburg, in the county of Richmond;

H. R. 80—Resolution in favor of Thos. J. Austin;

H. B. 335, a bill to be entitled an Act to require clerks and registers of deeds to provide and keep indexes and cross-indexes to names of all parties to all suits, deeds and other instruments of writing, filed and registered in their respective offices;

H. B. 322, a bill to be entitled an Act to amend an Act to lay off a public road in the counties of Davidson and Davie, and to establish a ferry across Yadkin River;

Engrossed amendments to H. B. 279, S. B. 16, a bill to be entitled an Act to incorporate Laborers' Union of Wilmington, N. C.

INTRODUCTION OF RESOLUTIONS.

By Mr. Richardson, a resolution to raise a standing committee on judicial districts; and

By Mr. Pinnix, a resolution in relation to the jurisdiction of justices of the peace; and subsequently, by consent,

By Mr. Gudger, a resolution in relation to furnishing the convicts with Bibles, which was referred to the committee on penal institutions; and

By Mr. Leach, a resolution in relation to the sale of the Governor's mansion, which was placed on the calendar.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time, and referred as follows:

By Mr. Fennell, a bill to establish a criminal court for the county of New Hanover, which was referred to the committee on the judiciary.

By Mr. McLean, a bill to amend the Constitution of the State, which was referred to the committee on finance.

By Mr. Ransom, a bill to levy a special tax in the county of Tyrrell; and

By Mr. Todd of Ashe, a bill to amend chapter 161, Private Laws of 1874-'75, both of which were referred to the committee on propositions and grievances; and

By Mr. Roberts, a bill to establish a uniform system of county governments, which was referred to the committee on county governments.

LEAVE OF ABSENCE, &C.

Indefinite leave of absence was granted

To Mr. Bryant, on account of sickness;

To Mr. Spake, from Saturday until Tuesday;

To Mr. McCubbins, from and after to-day, until Friday next, on account of important private business.

To Mr. Staples, for to-day;

To Mr. Fulcher, indefinitely; and

To Mr. Jarvis, indefinitely.

Mr. Powell was announced as being detained from his seat in the House by sickness.

Mr. Duggan and Mr. Yount also were announced as detained from their seats by sickness.

A message was received from the Senate transmitting

S. B. 1, a bill to repeal chapter 84, Public Laws of 1874-'75, and to regulate the rate of interest, which was read the first time and referred to the committee on finance.

THE CALENDAR

was taken up; and,

- H. R. 96, a resolution in relation to the rents of the Governor's mansion, was passed over informally on account of the absence of the introducer.
- H. B. 142, a bill to restore the State its representation in the Western Railroad Company, on motion of Mr. Moring, was made the special order for Friday, January 26th, at 12 o'clock.
- H. B. 246, a bill to amend sections 1 and 5, chapter 138, Laws of 1873-'74, was put on its second reading and passed
- H. B. 257, a bill to amend section 1, chapter 247, of the Laws of 1874-'75, was, on motion of Mr. Todd of Ashe, laid on the table.
- H. B. 274, a bill to amend chapter 72, Laws of 1874-'75, passed its second reading and, under a suspension of the rules, was put on its third reading and passed, and was ordered to be engrossed and sent to the Senate for concurrence.
- H. B. 288, a bill to amend section 6, chapter 109, Private Laws of 1874-'75, entitled an Act to lay out and construct a public road through the counties of Watauga and Caldwell, passed its second reading.

The following bills were acted on under a suspension of the rules:

H. B. 304, a bill concerning the Wilmington Mutual In-

surance Company, was put on its second reading, on motion of Mr. Richardson.

The question was on the adoption of the amendment of the committee, which was adopted, and the bill then passed its several readings and was ordered to be engrossed and sent to the Senate for concurrence.

On motion of Mr. Ransom,

H. B. 248, a bill to punish the sale of spirituous liquors within two miles of the Court House, in the town of Webster, was put on its third reading.

Mr. Todd of Ashe, moved to amend by inserting the word "liquors" after the word "spirituous."

The amendment was accepted, and the bill passed and was ordered to be engrossed and sent to the Senate for concurrence.

The hour for

THE SPECIAL ORDER

having arrived,

H. B. 319, a bill to amend the charter of the Georgia and North Carolina Railroad, was taken up on its third reading.

Mr. Bledsoe moved that the bill be printed and made the special order for Saturday next at 12 o'clock.

Mr. Vaughan moved to recommit the bill.

Mr. Bledsoe moved to amend that motion by an order to print.

The motion was lost and, on a division, the motion to recommit to the committee on internal improvements prevailed.

H. B. 251, a bill to levy a special tax for the county of Beaufort, was taken up on its third reading and passed by the following vote;

Affirmative—Messrs. Baxter, Beam, Bizzell, Bledsoe, Braswell, Brown, Bryson, Cale, Carter of Buncombe, Carter of Hyde, Cary, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Ennis, Ewing,

r'agan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Gudger, Harriss, Hartsell, Haynes, Henderson, Houk, Jarvis, Leach, Lineback, Lloyd, M'Brayer, McCubbins, McGehee, McIver, McLean, Maddrey, Moring, Morris, Moseley, Moye, Ormond, Peel, Pinnix, Proffitt, Ransom, Reynolds, Richardson, Roberts, Rogers, Rose, Rowland, Rush, Ryals, Sams, Scott, Shackelford, Sharpe, Shotwell, Simmons, Simpson, Smith, Terry, Todd of Ashe, Vaughan, Ward of Chowan, White, Williamson, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania—77.

Negative-Mr. Crews-1.

On motion of Mr. Rose,

H. B. 333, a bill to amend an Act entitled an Act to regulate the times of holding the terms of the superior court of Cumberland county, was put on its several readings.

Mr. Moring moved to amend by striking out section 2.

The amendment was accepted, and the bill so amended passed its several readings and, on motion of Mr. Rose, it was ordered to be sent to the Senate without engrossment, and it was so transmitted.

H. B. 271, a bill to protect the interests of the State in railroads and other corporations, was taken up on its third reading and, on motion of Mr. McGehee, was made the special order for to-morrow at 12 o'clock.

On motion of Mr. Pinnix, the resolution introduced by him during this morning's session, in relation to the jurisdiction of Justices of the Peace, was put on its passage and adopted, and was ordered to be sent to the Senate without engrossment.

It was so transmitted, and is entered on the calendar as H. R. 98.

On motion of Mr. Henderson,

S. B. 187, a bill to enable railroads, mining and manufacturing companies to purchase steamboats, to be used in connection with their business, was put on its several

readings and passed, and was ordered to be enrolled for ratification.

On motion of Mr. Wilson of Burke,

S. R. 294, H. R. 90, a resolution in favor of the special committee to investigate the affairs of the Western North Carolina Railroad, and Western Insane Asylum, was put on its passage and adopted, and ordered to be enrolled for ratification.

THE CALENDAR

was resumed, and

II. B. 282, a bill to change the days of sale, was taken up on its second reading and passed, and without objection, went to its third reading and passed, and was ordered to be engrossed and sent to the Senate for concurrence.

The question of concurrence was put upon Senate amendments to the following bills:

H. B. 134, a bill to allow mechanics sixty days within which to file their liens;

H. B. 180, a bill to amend section 52, chapter 63, Battle's Revisal; and

H. B. 193, a bill to incorporate the Bellevue Cemetery Company.

The amendments were all concurred in, and the bills ordered to be enrolled for ratification.

On motion of Mr. Moring,

H. B. 142, a bill to restore to the State its representation in the Western Railroad Company, was made the special order for Thursday at 12 o'clock, instead of Friday, as first ordered.

On motion of Mr. Carter of Hyde, a petition introduced by him, erroneously referred to the committee on propositions and grievances, was referred to the committee on finance. On motion of Mr. Rose, the House adjourned until toznorrow at 11 o'clock.

FORTY-FIRST DAY.

House of Representatives, Tuesday, January 23d, 1877.

The House was called to order at 11 o'clock and was opened with prayer by the Rev. Mr. Rich of the city.

The Journal of yesterday was read and approved.

INTRODUCTION OF PETITIONS AND MEMORIALS.

By Mr. Rose, a petition of certain citizens of Fayetteville, asking the General Assembly not to pass a bill prohibiting the sale of liquors within two miles of Donaldson Academy in the town of Fayetteville.

By Mr. Bledsoe, a petition of a portion of the citizens of Wake county, asking the passage of an act prohibiting the sale of liquors in certain localities; and

By Mr. Wilson of Burke, a petition of certain citizens of Lower Creek, in the county of Burke, praying the General Assembly not to pass a certain bill, now before that body, providing for the drainage of Lower Creek; all of which was referred to the committee on propositions and grievances; and

By Mr. Roberts, a petition to incorporate the town of Gatesville, in the county of Gates, which was referred to the committee on corporations.

REPORTS OF COMMITTEES.

Mr. Richardson, from the committee on propositions and grievances, reported favorably on the following bills:

S. B. 126, H. B. 298, a bill to drain Lower Creek, in the counties of Burke and Caldwell;

S. B. 260, H. B. 302, a bill to repeal an Act entitled an Act concerning the taking of fish in Goshen Swamp; and

S. B. 240, H. B. 296, a bill to establish an additional township in Chowan county.

Mr. Vaughan, from the same committee, reported fovoras-

H. B. 275, a bill to repeal chapter 177 of the Private Laws of 1874-775.

Mr. Wilson of Burke, from the committee on salaries and fees, reported favorably on

H. B. 332, a bill to regulate the fees of county officers.

Mr. Shackelford, chairman of the committee on engrossed bills, reported the following bills, resolutions and amendments as correctly engrossed, which were transmitted to the Senate for concurrence:

Engrossed amendments to S. B. 242, H. B. 270, a bill tobe entitled an Act to incorporate the town of Gastonia, in Gaston county.

H. B. 2×2, a bill to be entitled an Act to change the days of sales.

H. B. 304, a bill to be entitled an Act concerning the Mutual Insurance Company of Wilmington.

H. B. 251, a bill to be entitled an Act to levy a special tax in the county of Beanfort.

H. B. 248, a bill to be entitled an Act to prevent and punish the sale of spirituous liquors within two miles of the court house in the town of Webster.

H. B. 274, a bill to be entitled an Act to amend chapter 72: Laws of 1874-'75.

The following bills and resolutions, reported as correctly

enrolled by the committee on enrolled bills, were duly ratified by the Speaker of the House:

S. B. 188, H. B. 269, an Act to charter the Rutherford and Spartanburg Railroad.

H. B. 206, S. B. 274, an Act authorizing M. L. Arey, tax-collector of the town of Salisbury, to collect arrears of taxes for the years 1874–775.

S. B. 170, H. B. 242, an Act to incorporate the Independent Order, No. 2, Grand Lodge of the Order of Good Samaritans and Daughters of Samaria of the State of North Carolina.

S. R. 264, H. R. 83, resolution in relation to the lease of the North Carolina Railroad.

S. B. 131, H. B. 241, an Act to incorporate the town of Ringwood, in the county of Halifax.

H. B. 224, S. B. 306, an Act to amend the charter of Davidson College.

S. R. 294, H. R. 90, resolution in favor of special committee appointed to investigate affairs of Western North Carolina Railroad and the Western Insane Asylum.

The speaker put the question of concurrence in the Senate amendments to H. B. 137, a bill to amend chapter 136, of Private Laws of 1874-'75.

The concurrence was had and the bill was ordered to be enrolled for ratification.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time, and referred as follows:

By Mr. Council, a bill to extend the time of taking out grants from the State; and

By Mr. Harriss, a bill to amend chapter 195, Laws of 1874.75, both of which were referred to the committee on propositions and grievances.

By Mr. Roberts, a bill to incorporate the town of Gatesville, in the county of Gates; and By Mr. Gaither, a bill to incorporate Hunting Creek Lodge No. 299, F. and A. M., in the county of Iredell-

LEAVE OF ABSENCE, &C.

Leave of absence was granted

To Mr. Pinnix, indefinitely, on account of sickness in his family;

To Mr. Baxter, for three days from and after to-day.

Mr. Powell was announced by Mr. McLean to be detained from his seat in the House by serious sickness.

On motion of Mr. Moring, leave was granted to the committee appointed to investigate the charges against J. C. L. Harris, solicitor of the 6th judicial district, to sit during the sessions of the House.

Mr. Lloyd moved to reconsider the vote by which the House yesterday concurred in the Senate amendments to H. B. 134, a bill in relation to mechanics' liens.

The House refused to reconsider.

THE CALENDAR

was taken up, and

H. B. 281, a bill providing a fund for the payment of jurors in the county of Alleghany, was passed over informally.

H. B. 292, a bill to incorporate King's Mountain Baptist Female Seminary, in the county of Cleaveland, was put on its second reading.

The amendment proposed by the committee was accepted, and the bill so amended passed its several readings and was ordered to be engrossed and sent to the Senate.

H. B. 307, a bill to protect owners of store-houses, ware-houses and factories, on motion of Mr. M'Brayer, was laid on the table.

H. B. 306, a bill to compel the registration of deeds, on motion of Mr. Richardson, was laid on the table.

H. B. 305, a bill to repeal chapter 89, Laws of 1874-'75, on motion of Mr. M'Brayer, was laid on the table.

H. B. 321, a substitute for H. B. 247, a bill to amend section 271, 272, 273 and 274, of Battle's Revisal, chapter 17, was taken up on its second reading, and on motion of Mr. Staples, was made special order for to-morrow at 12 o'clock.

On motion of Mr. M'Brayer,

S. B. 248, H. B. 240, a bill to abolish the July term of the Superior Court of Wayne county, was put on its several readings and passed, and was ordered to be enrolled for ratification.

A message was received from the Senate, transmitting,

S. B. 370, a bill in relation to the superior court of Wayne county; and the bill was placed on the calendar.

On motion of Mr. Rose, the bill was put on its several readings and passed, and was ordered to be enrolled for ratification.

A message was received from the Senate, transmitting,

S. R. 340, a resolution in relation to the inaugural message of Governor Vance; and

S. R. 336, a resolution appointing a joint committee on public charities.

They were read the first time, and placed on the calendar.

A message was received from the Senate, transmitting,

S. R. 378, a resolution to raise a joint committee with reference to the memorial of the Agricultural Society, which was placed on the calendar.

A message was received from the Senate, transmitting,

S. B. 292, a bill to be entitled an Act supplemental to an Act entitled an Act to prevent the sale of malt or spirituous liquors on Sunday;

S. B. 313, a bill to legalize the Reddie's township in Wilkes county;

S. B. 318, a bill to allow Milton township, in the county of Caswell, to subscribe \$15,000 to the payment of stock in the Milton and Sutherlin Narrow Gauge Railread Company; and

Senate amendments to H. B. 118, a bill to incorporate the town of Canova, in the county of Catawba.

They were read the first time, and thus referred:

S. B. 318, to the committee on finance;

S. B. 237, to the committee on corporations;

S. B. 292, to the committee on propositions and grievances; and

Senate amendments to H. B. 188, to the committee on cities, towns, townships and counties.

On motion of Mr. Fennell, the question of concurrence was put upon the Senate amendments to H. R. 93, a resolution appointing a joint committee on public charities.

The amendment was concurred in, and the resolution was ordered to be enrolled for ratification.

THE SPECIAL ORDER

Being H. B. 271, a bill to protect the State's interest in railroads and other corporations, on motion of Mr. McGehee, was recommitted to the committee on the judiciary.

The Speaker announced the following gentlemen to compose the committee on judicial districts:

A essrs. Richardson, McGehee, Graves, M'Brayer, Todd of Ashe, Moye, Wilson of Burke, Wilson of Transylvania, McLean, Bagley, Clarke of Craven, and Purnell.

Mr. Duggan, of the committee of investigation into the charges against J. C. L. Harris, Solicitor, &c., was excused from serving upon it, and Mr. Johnston of Washington, was appointed by the Speaker to fill his place.

On motion of Mr. Purnell, Mr. Clarke of Craven, of the same committee, was excused from service, and Mr. Wilson of New Hanover, was appointed to fill his place.

THE CALENDAR

was resumed, and

H. R. 96, a resolution in regard to the rents of the Governor's mansion, was passed over informally.

H. R. 100, a resolution in regard to the sale of the Governor's mansion, was put on its passage and passed its several readings, and was ordered to be engrossed and sent to the Senate.

H. R. 95, a resolution in regard to the sale of the State arsenal at Fayetteville, was put on its passage.

Mr. Ransom moved to amend by striking out the words "private" and insert the word "public," and make the terms of sale not less \$175, at six months.

The amendment was accepted, and the resolution as amended passed its third reading, and was ordered to be engrossed and sent to the Senate.

HOUSE BILLS ON THIRD READING.

H. B 222, a bill to authorize the commissioners of Greene county to levy a special tax, on motion of Mr. Ormond, was postponed until Thursday at 12 o'clock;

H. B. 246, a bill to amend sections 1 and 5, ehapter 138, Laws of 1873-'74;

H. B. 272, a bill to amend section 16, chapter 44, of Battle's Revisal; and

H. B. 288, a bill to amend section 6, chapter 109, Private Laws of 1874-75, an Act to lay off and construct a public road through the counties of Watauga and Caldwell, passed their third readings, and were ordered to be engrossed and transmitted to the Senate for concurrence.

H. B. 320, a bill to amend section 14, chapter 14, of Battle's Revisal, was put on its third reading.

Mr. Rowland offered the following amendment:

Amend by striking out "five" and insert "fifteen years."

On motion of Mr. Vaughan, the further present consideration of the bill was suspended, and it was passed over informally.

SENATE BILLS ON SECOND READING.

S. B. 28, a bill to amend section 2, chapter 18, of Battle's Revisal, was taken up. The question was put upon the adoption of the amendments proposed by the committee.

They were adopted, and the bill so amended passed its second reading; and,

On motion of Mr. Staples, the rules were suspended, and the bill put on its third reading and passed, and was ordered to be sent to the Senate with engrossed amendments.

- S. B. 32, a bill to incorporate the Hook and Ladder Company, No. 2, of the city of Wilmington, was put on its second reading and passed.
- S. B. 47, a bill to incorporate the Board of Provincial Elders of the Southern Province of the Moravian Church or *Unitas Fratrum*, passed its second reading and,

On motion of Mr. Purnell, the rules were suspended and the bill put on its third reading and passed, and was ordered to be enrolled for ratification.

Under a suspension of the rules, the following bills were acted upon:

- S. B. 270, H. B. 278, a bill to incorporate the Franklinsville Manufacturing Company in the county of Randolph, on motion of Mr. Fox, was put on its several readings and passed, and was ordered to be enrolled for ratification.
- S. B. 172, a bill to amend the charter of the city of Newbern, on motion of Mr. Moring, was put on its several readings.

Mr. Simmons moved the bill be passed over informally,

and, a division being had on that motion, no quorum voted.

On motion of Mr. McGehee, the question was again put on the motion of Mr. Simmons, and the House refused to pass on the bill, and the bill was put on its second reading and, on its passage, Mr. Crews demanded the ayes and nays.

The call was sustained, and the bill passed by the following vote.

Affirmative—Messrs. Austin, Bizzell, Braswell, Brown, Carter of Hyde, Clark of Bladen, Council, Dillard, Dunlap, Ennis, Fagan, Fennell, Fox, Gaither, Geoffroy, Godwin, Gudger, Harriss, Hartsell, Haynes, Houk, Jarvis, Leach, M'Brayer, McGehee, McIver, McLean, Maddrey, Moring, Morris, Moseley, Moye, Parish, Peel, Proffiitt, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Shotwell, Simpson, Spake, Staples, Stephenson, Vaughan, Winslow, Worth.—52.

Negative—Messrs. Allen, Cale, Cary, Crews, Hill, Hood, Horton, Johnson of Warren, Lineback, Lloyd, Ormond, Purnell, Reynolds, Rogers, Scott, Sharpe, Simmons, Terry, Todd of Wake, Ward of Chowan, White, Williamson, Wilson of Transylvania.—23.

On motion of Mr. Terry, the rules were suspended to give way to a motion to make the bill the special order for Tuesday next at 12 o'clock.

The motion was made and sustained, and the order was so made.

On motion of Mr. Terry, the House adjourned until to-morrow at 11 o'clock.

FORTY-SECOND DAY.

House of Representatives, Wednesday, January 24th, 1877.

The House met at 11 o'clock, and was called to order by Mr. Speaker Price.

The Journal of yesterday was read and approved.

INTRODUCTION OF PETITIONS.

By Mr. Carter of Buncombe, a petition and counter petition from citizens of Buncombe, in relation to the prohibition of the sale of liquors within two miles of Stoup's Chapel, and other churches in the county of Buncombe, which lie over under the rules.

By Mr. Davis of Lenoir, a petition of citizens of Lenoir county, asking for a repeal of the usury law, which was referred to the committee on finance.

By Mr. Rowland, a petition to prohibit the sale of liquor within two miles of Lebanon Church, in Robeson county; and

By Mr. Moye, two petitions from citizens of Pitt county, all of which were referred to the committee on propositions and grievances.

REPORTS OF COMMITTEES.

Mr. Moring, from the committee on privileges and elections, reported unfavorably on

H. B. 265, a bill to give Pamlico county a representation in the House of Representatives of the General Assembly of North Carolina. Mr. Rose, from the committee on the judiciary, reported favorably on

H. B. 324, a bill to amend section 2, chapter 152, Laws of 1871-72.

Mr. Richardson, from the committee on propositions and grievances, reported favorably on

S. B. 244, H. B. 276, a bill to protect fish in Wacamaw Lake and the adjacent waters.

Mr. Carter of Hyde, from the committee on internal improvements, reported favorably on

H. B. 232, a bill to complete the Railroad from Paint Rock to Warm Springs, in Madison county;

H. B. 319, a bill to amend the charter of the Georgia and North Carolina Railroad, and for other purposes, with an amendment, recommending the passage of the bill, with the adoption of the amendment.

Mr. Shackelford, chairman of committee on engrossed bills, reported the following bills and resolutions as correctly engrossed, which were transmitted to the Senate for concurrence:

H. R. 100, resolution in regard to the sale of the Governor's mansion;

H. R. 95, resolution authorizing the sale of the State arsenel at Fayetteville;

H. B. 272, a bill to be entitled an Act to amend section. 16, chapter 44, Battle's Revisal;

H. B. 284, a bill to be entitled an Act concerning the purchase of stationery;

II. B. 292, a bill to be entitled an Act to incoporate-King's Mountain Baptist Female Seminary, at Shelby, N. C.;

H. B. 246, a bill to be entitled an Act to amend sections 1 and 5, chapter 138, Laws of 1873-'74.

INTRODUCTION OF RESOLUTIONS.

By Mr. Moring, a resolution in relation to the mileage-

and per diem of H. C. Maddrey, member of the House from Hertford county, which was placed on the calendar; and

By Mr. Clark of Bladen, a bill in favor of W. H. Sykes, late sheriff of Bladen county; which was referred to the committee on claims.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time, and referred as follows:

By Mr. Moye, a bill to prohibit the sale of spirituous liquors within three miles of Rountree's Church, in Pitt county;

By Mr. Johnston of Washington, a bill to authorize the commissioners of Washington county to raise a special tax, &c.:

By Mr. Ormond, a bill to re-enact an Act to run and establish a dividing line between the counties of Wayne and Greene; and

By Mr. Rowland, a bill to prohibit the sale of liquors within three miles of Lebanon Presbyterian Church, in Robeson county; all of which were referred to the committee on propositions and grievances; and

By Mr. Purnell a bill to prescribe the practice in certain cases, which was referred to the committee on the judiciary;

And subsequently, by consent,

By Mr. Carter of Buncombe, a bill to amend chapter 105 of Battle's Revisal; and

By Mr. Leach, a bill for the better government of the town of Thomasville, both of which were referred to the committee on the judiciary.

By Mr. Purnell, a bill to regulate the sale of spirituous liquors within two miles of any school, church or factory in the State; and

By Mr. Shackelford, a bill to amend chapter 137 Laws of

1873-'74; both of which were referred to the committee on propositions and grievances.

LEAVE OF ABSENCE.

Leave of absence was granted to Mr. Fagan for one week from to-day, on account of sickness in his family;

To Mr. Smith, indefinitely; and

To Mr. Williamson, indefinitely, on account of sickness in his family.

A message was received from the Senate transmitting

S. R. 371, a resolution to repeal a resolution passed at the session of 1870–'71, authorizing the Governor of the State to offer a reward for Milton S, Littlefield; and

S. B. 257, a bill to incorporate the Biddle University.

They were read the first time, and

S. R. 371 was placed on the calendar; and

S. B. 257 was referred to the committee on education.

On motion of Mr. Cobb, H. B. 188, S. B. 237, was withdrawn from the hands of the committee and placed on the calendar; and

On further motion, the amendments of the Senate were concurred in and the bill was ordered to be enrolled for ratification.

On motion of Mr. Houk, the vote by which H. B. 288, a bill to amend section 6, chapter 109, Private Laws of 1874—'75, etc., which passed its third reading yesterday, was reconsidered, and the bill made a special order for the third day of February next.

Under a suspension of the rules, the following bills were acted upon:

S. B. 32, H. B. 299, a bill to incorporate the Hook and Ladder Company, No. 2, of the city of Wilmington, on motion of Mr. Wilson of New Hanover, was put on its third reading and passed, and was ordered to be enrolled for ratification.

H. B. 232, a bill to complete the railroad from Paint Rock

to Warm Springs in Madison county, on motion of Mr. Gudger, was put on its several readings and passed, and was ordered to be engrossed and sent to the Senate for concurrence.

S. R. 371, a resolution in relation to M. S. Littlefield, on motion of Mr. Roberts, was put on its several readings and passed, and was ordered to be enrolled for ratification.

H. R. 104, a resolution in relation to the per diem and mileage of H. C. Maddrey, member of the House from Hertford county, on motion of Mr. Henderson, was put on its passage.

Mr. Wilson of New Hanover demanded the ayes and nays. The call was not sustained, and the resolution passed its several readings and was ordered to be engrossed and sent to the Senate for concurrence.

CALENDAR.

H. R. 96, a resolution in relation to the rents of the Governor's mausion, on motion of Mr. Hughes, was withdrawn from the calendar and referred to the committee on claims.

S. R. 340, a resolution in relation to printing the Governor's message, was put on its passage.

Mr. Parish moved to amend by striking out "500" and insert "1000."

The question was put on the amendment and lost.

Mr. Vaughan moved to strike out "500" and insert "750," and the amendment was lost.

Mr. Vaughan moved to strike out "500" and insert "700," and the amendment was adopted; and

The question was then put on the passage of the resolution on its second reading, as amended, and it passed, and, without objection, went to its third reading.

Mr. Ormond demanded the ayes and nays.

The call was not sustained, and the resolution passed and was ordered to be returned to the Senate with engrossed amendments.

H. B. 332, a bill to regulate the fees of county officers, was, on motion, referred to the committee on the judiciary.

H. B. 275, a bill to repeal chapter 177 of Private Laws of 1874–'75, was put on its several readings and passed, and was ordered to be engrossed and sent to the Senate for concurrence.

THE SPECIAL ORDER

Being H. B. 321, a substitute for H. B. 247, a bill to amend sections 271, 272, 273 and 247 of Battle's Revisal, chapter 17, was announced by the Speaker, Mr. Todd of Ashe in the chair.

Mr. McIver offered the following amendment:

In sub-division 2, of section 264, strike out the word "residing in the judicial district," where such judge or officer resides

The amendment was accepted.

Mr. Parish offered an amendment, which was read for the information of the House.

Mr. Vaughan moved to lay the bill on the table, and on that motion demanded the ayes and nays. The call was sustained, and the bill was laid on the table by the following vote:

Affirmative—Messrs. Allen, Austin, Aycock, Beam, Bizzell, Braswell, Brown, Bunn, Cale, Carter of Hyde, Cary, Clark of Bladen, Cooper, Council, Crews, Davis of Haywood, Dillard, Dunlap, Ennis, Fagan, Fennell, Fox, Gaither, Geoffroy, Harriss, Hartsell, Haynes, Hill, Hood, Horton, Houk, Johnson of Warren, Johnston of Washington, Lineback, Lloyd, McClure, Maddrey, Moseley, Moye, Ormond, Peel, Proffitt, Purnell, Quinnerly, Ransom, Reynolds, Richardson, Rogers, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Simmons, Staples, Stephenson, Terry, Todd of

Ashe, Todd of Wake, Vaughan, Ward of Chowan, White, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow, Worth—68.

Negative—Messrs. Cobb, Godwin, Graves, Gudger, Henderson, Hughes, Kenan, Leach, McGehee, McIver, McLean, Moring, Morris, Parish, Powell, Roberts, Rose, Shotwell, Simpson, Spake—20.

Mr. Staples moved to reconsider the vote by which thebill was tabled.

Mr Vaughan moved to lay that motion on the table, and his motion prevailed.

- S. B. 89, H. B. 154, a bill to prevent the felling of trees; in the North East River, on motion of Mr. Davis of Lenoir, was laid on the table.
- S. B. 98, H. B. 159, a bill to amend section 389, chapter 17, of Bittle's Revisal, passed its second reading.
- S. B. 110, H. B. 182, a bill to amend section 252, chapter 17, of Battle's Revisal, on motion of Mr. Staples, was laids on the table.
- S. B. 126, H. B. 298, a bill to drain Lower Creek, in the counties of Caldwell and Burke, on motion of Mr. Wilson, of Burke, was recommitted.
- S. P. 199, H. B. 243, a bill for the relief of Geo. W. Cansler of Catawba county, on motion of Mr. Vaughan was laid on the table.

On motion of Mr. Purnell, the House adjourned untill to-morrow morning at 11 o'clock.

FORTY-THIRD DAY.

House of Representatives, Thursday, January 25th, 1877.

The House met at eleven o'clock, and was called to ordenby Mr. Speaker Price. The journal of yesterday was read and approved.

INTRODUCTION OF PETITIONS AND MEMORIALS.

By Mr. Staples, a memorial from Greensboro;

By Mr. Richardson, a petition from certain citizens of Columbus county, asking the passage of an Act prohibiting the sale of liquor within three miles of Macedonia Church, Columbus county;

By Mr. Carter of Buncombe, in behalf of Mr. Heap, a petition from certain citizens of Mitchell county, asking the passage of a law prohibiting the sale of liquor within three miles of Cane Creek Baptist Church, in Mitchell county; and

By Mr. Ormond, a petition of the colored citizens of Greene county; all of which were referred to the committee on propositions and grievances; and,

By Mr. Geoffroy, a petition from sundry citizens of Carteret and Craven counties, to enlarge the boundary of Carteret county, which was referred to the committee on counties, towns, &c.

REPORTS OF COMMITTEES.

Mr. Kenan, from the committee on propositions and grievances, reported favorably on the following bills:

H. B. 266, an Act to prohibit the sale of intoxicating liquors within two miles of Donaldson Academy, outside of the town of Fayetteville;

H. B. 340, a bill to be entitled an Act to amend Private Laws of 1874-'75.

H. B. 344, an Act to amend chapter 195, Laws of 1874-'75;

II. B. 343, an Act to extend the time for taking out grants from the State; also,

A memorial of physicians, asking relief, recommending its reference to the judiciary committee.

Mr. Moring, from the judiciary committee, reported unfavorably on

II. B. 258, a bill to be entitled an Act to regulate trials in justice's courts.

Mr. McGehee, from the committee on finance, reported favorably upon the following bills:

- H. B. 325, a bill to be entitled an Act to authorize the the county commissioners of Hyde county to levy a special tax:
- H. B. 328, a bill to be entitled an Act to authorize the commissioners of Swain to levy a special tax, to build a bridge across Tuckaseegee River;
- H. B. 315, a bill to be entitled an Act to authorize the commissioners of Graham county to levy a special tax;
- S. B. 1, H. B. 342, a bill to be entitled an Act to repeal chapter 84, of the Public Laws of 1874-'75, to regulate the rate of interest;
- S. B. 318, H. B. 347, a bill to be entitled an Act to allow Milton township, in the county of Caswell to subscribe fifteen thousand dollars, in payment of stock in the Milton and Sutherlin Narrow Gauge Railroad Company; and unfavorably on
- H. B. 301, a bill to encourage the manufacturing interests of State; and
- H. B. 326, a bill to be entitled an act for the relief of George W. Willoughby, late sheriff of Anson county.

Mr. Shackelford, chairman of the committee on engrossed bills, reported the following bills, resolutions and amendments, which were transmitted to the Senate for concurrence:

- H. R. 104, a resolution in relation to the mileage and per diem of H. C. Maddrey, member of this House, from Hertford county;
- H. B. 232, a bill to be entitled an Act to complete the railroad from Paint Rock to Warm Springs, in Madison county;

II. P. 275, a bill to be entitled an Act to repeal chapter 177, of the Laws of 1874--'75;

Engrossed amendments to Senate resolution 340, House resolution 102, a resolution in relation to the inaugural address and message of Governor Vance;

Engrossed amendments to Senate bill 28, House bill 239, a bill to be entitled an Act to amend section 2, chapter 18, of Battle's Revisal.

INTRODUCTION OF RESOLUTIONS.

By Mr. Shackelford, a resolution providing clerical aid to the engrossing clerk, which was referred to the committee on claims.

INTRODUCTION OF BILLS.

The following bills were introduced and read the first time, and referred as follows:

By Mr. McIver, a bill to amend chapter 17, section 264, Battle's Revisal;

By Mr. Clark of Bladen, a bill to repeal chapter 63, sections 51, 52 and 53, Battle's Revisal;

By Mr. Leach, a bill to amend Battle's Revisal, chapter 6, sections 3 and 5; all of which were referred to the committee on the judiciary.

By Mr. Austin, a bill for the relief of John J. Hasty, former sheriff of Union county, which was referred to the committee on propositions and grievances.

By Mr. Carter of Hyde, a bill to establish the boundary line between the counties of Hyde and Tyrrell, which was referred to the committee on counties, towns and townships.

By Mr. McClure, a bill to amend section 5, chapter 44, Private Laws of 1874-'75, which was referred to the committee on corporations.

LEAVE OF ABSENCE

was granted to

Mr. Morriss, from to-day until Wednesday next;

To Mr. Moye, from to day until Saturday next;

To Mr. Dillard, indefinitely;

To Mr. Fox, until Wednesday next;

To Mr. Rowland, until Tuesday next;

To Mr. Singeltary, indefinitely, from last Saturday, on account of sickness.

Mr. Staples asked leave to withdraw a memorial introduced by him this morning, and leave was granted.

A communication from the T easurer of the State was laid before the Speaker.

On motion of Mr. Moring, it was ordered to be transmitted to the Senate, with a proposition to print, and a message was conveyed to the Senate with such proposition.

CALENDAR

H. B. 265, a bill to give Pamlico county a representation on the floor of this House, on motion of Mr. Carter of Hyde, was laid on the table.

H. B. 324, a bill to amend section 2, chapter 152, Laws of 1871-72, was put on its second reading and passed.

H. B. 334, a bill to establish criminal courts for certain counties, on motion of Mr. Moring, was referred to the committee on the judiciary.

HOUSE BILLS ON THIRD READING.

II. B. 319, a bill to amend the charter of the Georgia and North Carolina Railroad Company, and for other purposes, was put on its third reading.

The amendments proposed by the committee were adopted, and the bill so amended passed its third and final

reading, and was ordered to be engrossed and sent to the Senate for concurrence.

H. B. 320, a bill to amend section 16, chapter 14, of Battle's Revisal, on its third reading was passed over informally.

SENATE BILLS ON SECOND READING.

The following Senate bills were put on their second reading, and without objection were put on their third reading and passed:

S. B. 20, H. B. 277, a bill to incorporate the First Ward Bucket Company of the city of Wilmington;

S. B. 211, H B. 255, a bill to incorporate the Winston Baptist Church, in the town of Winston;

S. B. 244, H. B. 276, a bill to protect fish in Wacamaw Lake, and adjacent waters;

S. B. 258, H. B. 395, a bill to amend chapter 63, section 15, of Battle's Revisal, and they were ordered to be enrolled for ratification.

S. B. 240, H. B. 296, a bill to establish an additional township for Chowan county, was put on its second reading and passed, and without objection went to its third reading.

Upon the bill on its third reading, Mr. Ward of Chowan, demanded the yeas and nays.

Call was sustained. The bill passed by the following wote:

Affirmative—Messrs. Austin, Aycock, Beam, Bizzell, Braswell, Brown, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Davis of Lenoir, Dillard, Dunlap, Fennell, Fox. Gaither, Geoffroy, Godwin, Graves, Hartsell, Henderson, Horton, Houk, Hughes, Kenan, Leach, M'Brayer, McIver, McLean, McClure, Maddrey, Moring, Morris, Moseley, Moye, Parish, Peel, Powell, Proffitt, Quinnerly, Ransom, Richardson, Rob-

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erts, Rose, Ryals, Sams, Shackelford, Sharpe, Simpson, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan, Wilson of Burke, Wilson of Transylvania, Winslow, Worth, Yount-64.

Negative-Messrs. Allen, Bledsoe, Bunn, Cale, Cary, Crews, Ennis, Ewing, Haynes, Hill, Hood, Johnson of Warren, Johnston of Washington, Lineback, Lloyd, Ormond, Purnell, Reynolds, Rogers, Scott, Simmons, Terry, Todd of Wake, Ward of Chowan, White, Wilson of New Hanover -26.

And the bill was ordered to be enrolled for ratification.

SPECIAL ORDER

Being House bill 142, a bill to restore to the State its interest in the Western Railroad Company, was taken up at 12 o'clock, M.

Mr. Parish moved to recommit the bill to the committee on internal improvements.

The motion did not prevail.

The bill was discussed through the remainder of the morning session: and

Mr. Staples, having obtained the floor, gave way to a motion from Mr. Todd of Ashe, to adjourn.

Bill goes upon the calendar of to-morrow as unfinished business.

And the House adjourned till to-morrow morning at 11 o'clock.

FORTY-FOURTH DAY.

House of Representatives, Friday, January 26th, 1877-

The House met at 11 o'clock, and was called to order by Mr. Speaker Price.

The Journal of yesterday was read and approved.

INTRODUCTION OF MEMORIALS AND PETITIONS.

By Mr. Stephenson, a petition from the citizens of Alexander county, along the South Yadkin River.

By Mr. Johnston of Washington, a petition from the citizens of Washington county against the sale of liquor within one and a half miles of Pleasant Grove Church.

By Mr. Leach, a petition from the Grand Lodge of Masons of North Carolina in regard to the Orphan Asylum at Oxford; and

By Mr. White, a petition from certain colored citizens of Halifax county; all of which were referred to the committee on propositious and grievances.

By Mr. M'Brayer, a memorial from certain citizens of Pender county, which was referred to the committee on corporations; and

By Mr. Gaither, a petition from the citizens of Iredell county praying the repeal of the usury law, which was referred to the committee on finance.

REPORTS OF COMMITTEES.

Mr. Kenan, from the committee on propositions and grievances, reported favorably on the following bills:

H. B. 300, a bill to prohibit the sale of intoxicating hquors

within one and one-half miles of Pleasant Grove Church in Washington county;

H. B. 353, a bill to be entitled an Act to authorize the commissioners of Washington county to raise a special tax, and for other purposes;

H. B. 339, a bill to levy a special tax in the county of Tyrrell.

And unfavorably on

H. B. 310, an Act to be entitled and Act to repeal chapter 158 Laws of 1874-'75; unfavorably

H. B. 237, an act to allow the citizens of Clay county to pass through the toll gates of Cherokee county without paying toll; also

H. B. 311, an Act to repeal chapter 27, Laws of 1874-'75, recommending its reference to the committee on corporations.

Mr. Parish, from the committee on Insane Asylum, reported on

H. B. 264, a bill to be entitled an Act to provide for the prosecution of the work upon the Western Insane Asylum, submitting amendments and recommending, with the adoption of the amendments, that the bill do pass.

Mr. Wilson of Burke, from the committee on corporations, reported favorably on the following bills:

H. B. 316, an Act to incorporate New Hope Baptist Church, Cleaveland county;

H. B. 345, an Act to incorporate the town of Gatesville in the county of Gates;

H. B. 346, an Act to incorporate Hunting Creek Lodge, No. 299, F. A. M., in the county of Iredell;

H. B. 202, an Act to incorporate the town of Sparta in Edgecombe county;

H. B. 367, an Act to amend section 5, chapter 44, Private Laws of 1874–'75; and

H. B. 330, an Act to incorporate the town of Cleaveland Mills, in the county of Cleaveland.

Mr. Vaughan, from the committee on propositions and grievances, reported favorably on

S. B. 126, H. B. 298, a bill to be entitled an Act to drain

Lower Creek, in Burke and Caldwell counties.

Mr. Shackelford, chairman of committee on engrossed bills, reported the following bills, resolutions, &c., as correctly engrossed, which were transmitted to the Senate for concurrence;

H. B. 319, a bill to be entitled an Act to amend the charter of the Georgia and North Carolina Railroad, and for other purposes.

The following bills and resolutions, reported as correctly enrolled by committee on enrolled bills, were duly ratified and transmitted to the Senate:

H. B. 304, S. B. 383, an Act concerning the Mutual Insurance Company of Wilmington;

S. B. 32, H. B. 299, an Act to incorporate the Hook and Ladder Company No. 2, of the city of Wilmington;

S. R. 378, H. R. 101—Resolution to raise joint committee;

S. R. 371, H. R. 105—Resolution to repeal resolution in regard to M. S. Littlefield;

H. R. 93, S. R. 336—Resolution appointing a joint committee on public charities;

H. B. 225, S. B. 303, an Act to incorporate the town of Holly Springs, in the county of Wake;

S. B. 270, H. B. 278, an Act to incorporate the Franklinsville Manufacturing Company, in the county of Randolph;

H. B. 188, S. B. 237, an Act to incorporate the town of Conover, in the county of Catawba;

H. R. 104, S. R. 409—Resolution in relation to mileage and per diem of H. C. Maddrey, member of the House from Hertford county;

S. B. 242, H. B. 270, an Act to incorporate the town of Gastonia, in Gaston county;

H. B. 180, S. B. 206, an Act to incorporate the Bellevue Cemetery Company;

S. B. 47, H. B. 254, an Act to incorporate the Board of Provincial Elders of the Southern Province of the Moravian Church, or *Unitas Fratrum*;

S. R. 340, H. R. 102—Resolution in relation to the Inaugural Address and Message of Gov. Vance;

S. B. 370, H. B. 350, an Act in relation to the Superior Court of Wayne county;

S. B. 179, H. B. 134, an Act to allow mechanics sixty days within which to file their liens;

S. B. 187, H. B. 280, an Act to enable railroad, mining and manufacturing companies to purchase steamboats to be used in connection with such railroads and business.

S. B. 248, H. B. 240, an Act to abolish the July term of the Superior Court of Wayne county;

S. B. 203, H. B. 196, an Act to amend section 52, chapter 63, Battle's Revisal.

INTRODUCTION OF RESOLUTIONS.

By Mr. Swaim, a resolution concerning advertisements of sales of real estate by sheriffs, &c.

By Mr. Wilson of Burke, a resolution to inquire into the disposition of the funds derived from the stock of the State in the North Carolina Railroad; both of which were placed on the calendar.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time, and referred as follows:

By Mr. M'Brayer, a bill to locate a permanent seat of justice in the county of Pender, which was referred to the committee on corporations; and

By Mr. Stephenson, a bill to secure the better drainage

of the low lands of the South Yadkin, in the county of Alexander, between Deal's Mill and Mehaffy's Saw Mill; which was referred to the committee on propositions and grievances.

Leave of absence was granted to Mr. White, from tomorrow until Friday, February 2nd, and

To Mr. Austin, indefinitely.

THE UNFINISHED BUSINESS

Being H. B. 142, a bill to restore to the State its representation in the Western North Carolina Railroad, was taken up.

Ar. Staples had the floor.

Mr. Staples offered an amendment to the preamble, and to the first and second sections, all of which were accepted.

After prolonged discussion of the bill as amended, the question was put on its passage on the second reading, and the bill failed to pass.

Mr. Bagley asked leave to record his vote in the negative, on the motion to reconsider the vote by which the resolution, reported by the minority in the Hertford county contested case, as amended, was adopted; and also in the negative on the two propositions of the resolution introduced by Mr. Parish, voted on upon the division of the question, and leave was granted.

A message was received from the Senate informing the House that the Senate had concurred in the House amendments to S. R. 340, a resolution in relation to the inaugural address and message of his Excellency Governor Vance, and had ordered the same to be enrolled for ratification; and had also concurred in the proposition to print the communication and report from the Public Treasurer.

A message was also received, transmitting,

S. B. 229, a bill to prohibit the sale of spirituous liquors near Salem and Winston; and

Senate amendments to H. B. 250, S. B. 346, a bill to submit the question of the sale of spirituous liquors to the qualified voters of Carthage township, in the county of Moore; both of which were placed on the calendar.

A message was also received, transmitting,

S. R. 406, a resolution in favor of the bill now before Congress, for counting the electoral vote, which was placed on the calendar.

THE CALENDAR.

H. B. 245, a bill explanatory of and reviving the provisions of sections 7, 8, 9, 10, 11, 12, 13, 14 and 15, of chapter 14, Battle's Revisal, was taken up on its third reading and passed, and was ordered to be engrossed and transmitted to the Senate for concurrence.

Under a suspension of the rules, the following bills were acted upon:

H. B. 325, a bill to authorize the county commissioners of the county of Hyde to levy a special tax, on motion of Mr. Carter of Hyde, was taken up and put on its second reading, and passed by the following vote:

Affirmative—Messrs. Allen, Abbott, Ardrey, Aycock, Bagley, Baxter, Beam, Bizzell, Bledsoe, Braswell, Brown, Bryant, Bryson, Cale, Carter of Hyde, Cary, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Davis of Haywood, Davis of Lenoir, Dunlap, Ennis, Ewing, Fennell, Gaither, Geoffroy, Godwin, Harrison, Harriss, Hartsell, Haynes, Henderson, Hill, Hood, Horton, Houk, Johnson of Warren, Johnston of Washington, King, Leach, Lloyd, M'Brayer, McCubbins, McIver, McLean, McClure, Maddrey, Moring, Moseley, Parish, Peel, Quinnerly, Ransom, Reynolds, Richardson, Roberts, Rogers, Rose, Rush, Ryals, Sams, Scott, Shackelford, Sharpe, Shotwell, Simmons, Singeltary, Simpson, Spake, Staples, Stephenson, Swaim, Terry, Todd of Wake, Vaughan, Ward of Chowan, White, Wilson of Burke, Wilson of Transylvania, Winslow, Worth.—87.

Negative—Messrs. Bunn, Crews, Powell, Todd of Ashe—4. H. B. 339, a bill to levy a special tax in the county of Tyrrell, on motion of Mr. Ransom, was put on its second reading and passed by the following vote:

Affirmative—Messrs. Allen, Abbott, Ardrey, Austin, Aycock, Bagley, Beam, Bizzell, Bledsoe, Braswell, Brown, Bryant, Bryson, Cale, Carter of Hyde, Cary, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Davis of Haywood, Dunlap, Ennis, Ewing, Gaither, Geoffroy, Godwin, Harrison, Hartsell, Haynes, Henderson, Hill, Hood, Horton, Houk, Hughes, Johnson of Warren, Johnston of Washington, Kenan, King, Leach, Lineback, Lloyd, M'Brayer, McCubbins, McGehee, McClure, Maddrey, Moseley, Ormond, Parish, Peel, Proffitt, Purnell, Quinnerly, Ransom, Reynolds, Richardson, Roberts, Rogers, Rose, Rush, Ryals, Sams, Scott, Shackelford, Sharpe, Shotwell, Simmons, Simpson, Spake, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, White, Wilson of Burke, Wilson of Transylvania, Winslow, Worth—81.

Negative—Messrs. Bunn, Crews—2.

On motion of Mr. McGehee,

S. R. 404, a resolution in relation to the counting of the electoral vote, was taken up on its adoption.

Mr. Staples submitted the following substitute in the nature of an amendment:

"WHEREAS, The people of North Carolina, in common with the people of the American Union, are deeply and vitally interested in a peaceable and lawful settlement of the complications with which the Presidential question has become involved, and

WHEREAS, in consequence of the danger which has threatened the country in connection with this question, the commercial and business interests of the country are depressed, all kinds of industry paralyzed, loss and disaster to private and public enterprise more or less prevail in all sections of the Union; and,

WHEREAS, an early and honest solution of existing difficulties would restore confidence, revive trade, and vitalize our various commercial and business interests; and,

Whereas, the joint committee of Congress on counting the electoral vote has submitted to both Houses of Congress a bill which it is believed provides a lawful and appropriate method of reconciling all differences which have arisen between the two Houses of Congress, *Therefore*

The General Assembly of North Carolina do resolve,

I. That nothing but an honest count of the electoral votes will satisfy the demands of an honest public sentiment.

II. That the peace, happiness and prosperity of the country require that Congress should rise above party considerations and make a peaceable and lawful adjustment of this matter, and give to the American people that man for President who shall have received the majority of all the votes legally and honestly cast; and to that end we endorse the action of the Congressional Electoral Committee as reported in the electoral bill.

III. Resolved, That the thanks of the country are due to those members of the committee, without regard to party affiliation, whose wisdom and patriotism united to enable the country to escape the danger which threatened it.

IV. Resolved, That copies of these resolutions be transmitted to our Senators and Representatives in Congress.

On the adoption of the resolutions, Mr. McGehee demanded the previous question.

The call was sustained and the main question was ordered. On the adoption of the resolution, Mr. Houk demanded the yeas and nays and the call was sustained.

Mr. Clarke of Craven, Mr. Bagley and Mr. Hill gave notice of their intention to explain their votes.

The question was then put on the adoption of the amendment of Mr. Staples and it was rejected.

The question was then put on the passage of the resolutions, and they were adopted by the following vote and ordered to be enrolled for ratification:

Affirmative—Messrs. Allen, Abbott, Ardrey, Aycock, Beam, Bizzell, Bledsoe, Braswell, Bryson, Carter of Hyde, Cary, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Davis of Haywood, Davis of Lenoir, Dunlap, Ennis, Ewing, Fennell, Gaither, Geoffroy, Graves, Harrison, Harriss, Haynes, Henderson, Hill, Hood, Horton, Houk, Hughes, Johnston of Washington, Kenan, King, Lineback, Lloyd, M'Brayer, McCubbins, McGehee, McIver, McLean, McClure, Maddrey, Moseley, Ormond, Parish, Peel, Powell, Proffitt, Purnell, Quinnerly, Ransom, Richardson, Roberts, Rose, Rush, Ryals, Sams, Scott, Shackelford, Simpson, Smith, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, Wilson of Burke, Wilson of Transylvania, Winslow, Worth, Yount—78.

Negative—Messrs. Bagley, Brown, Bryant, Bunn, Crews, Leach, Rogers, Sharpe, Shotwell, Simmons—10.

And on motion of Mr. M'Brayer, the House adjourned until to-morrow morning at 11 o'clock.

FORTY-FIFTH DAY.

House of Representatives. Saturday, January 27th, 1877.

The House met at 11 o'clock, and was called to order by Mr. Speaker Price.

The Journal of yesterday was read and approve⁴.

Mr. Staples rose to a question of personal privilege in relation to a report of his remarks yesterday in the debate on the bill to restore to the State its interest in the Western Railroad Company, as represented in the "News" newspaper.

Mr. Hill rose to a question of personal privilege in relation to a report of his remarks explanatory of his vote on the passage of the resolution yesterday in relation to the electoral vote, as appears in the "News" newspaper

On motion of Mr. Wilson of Burke, Mr. Lindsay, the newly elected member of the House of Representatives from the county of Rockingham, came forward and was duly qualified and took his seat as a member of this House.

INTRODUCTION OF PETITIONS.

By Mr. Brown, a petition from sundry citizens of thecounties of Rutherford, Henderson, and McDowell, which wasreferred to the committee on cities, towns, counties and townships.

REPORTS OF COMMITTEES.

Mr. Richardson, from the committee on corporations, reported favorably on:

H. B. 273, a bill to incorporate the Currituck Shooting Club.

Mr. McLean, from the committee on claims, reported on H. R. 106, resolution authorizing the Engrossing Clerk of the-House to employ one assistant, recommending its passagewith an amendment; and unfavorably on

H. R. 103, resolution in favor of W. H. Sykes, late sheriff of Bladen county.

Mr. Vaughan, from the committee on propositions and grievances, reported on

H. B. 354, an Act to re-enact an Act to run and establish

the dividing line between the counties of Wayne and Greene, recommending its passage, with an amendment,

Mr. Wilson of Burke, from the committee on corporations, reported favorably on

S. B. 160, H. B. 317, a bill to be entitled an Act to aid in the construction of the Chester and Lenoir Narrow Guage and Watauga and Caldwell Narrow Guage Railroad.

Mr. Ransom, from the committee on education, reported unfavorably on

H. B. 106, a bill to be entitled an Act to authorize cities of five thousand inhabitants, and upwards, to levy a tax for the support of graded public schools, recommending the adoption of H. B. 233, with amendments submitted in the report as a substitute for H. B. 106; and favorably on

S. B. 257, H. B. 358, a bill to be entitled an Act to incorporate the Biddle University.

Mr. Shackelford, chairman of committee on engrossed bills, reported the following bills as correctly engrossed, which were transmitted to the Senate for concurrence:

II. B. 320, a bill to be entitled an Act to amend section 14, chapter 14, Battle's Revisal.

INTRODUCTION OF RESOLUTIONS.

By Mr. Roberts, a resolution of instruction to the committee on county government, which was placed on the calendar.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time, and referred as follows:

By Mr. McGehee, a bill to empower the commissioners of Person county to levy a special tax, which was referred to the committee on finance.

By Mr. Spake, a bill to prohibit the sale of spirituous

liquors within two miles of Carter's Valley Methodist Church, in the county of Jackson, which was referred to the committee on propositions and grievances.

By Mr. Bryant, a bill to authorize the formation of partnership associations, which was referred to the committee

on corporations.

By Mr. Brown, a bill to change the line between Henderson, Rutherford and McDowell counties, which was referred to the committee on cities, towns, townships and counties; and

By Mr. Cale, a bill to amend section 13, chapter 111, Battle's Revisal.

LEAVE OF ABSENCE

was granted to

Mr. Geoffroy, from to-day until Wednesday next;

To Mr. Scott;

To Mr. Davis of Lenoir, until Monday week; and

To Mr. Peel until Tuesday next.

Leave was granted to Mr. McIver to withdraw II. B. 311 from the calendar.

A message was received from the Senate, transmitting,

S. B. 297, a bill to require sheriffs and tax-collectors to make publication of lists of delinquent tax payers; and

S. B. 387, a bill to authorize the town of Warrenton to subscribe to the capital stock of the Warrenton Rail Road Company.

They were read the first time; and

S. B. 297 was referred to the committee on propositions and grievances, and

S. B. 287, to the committee on corporations.

The question was put on concurrence in the Senate amendments to

H. B. 250, a bill to submit the question of the sale of

spirituous liquors to the qualified voters of Carthage township, Moore county.

Concurrence was had, and the bill was ordered to be enrolled for ratification, and a message was transmitted to the Senate informing that body of the action of the House.

On motion of Mr. Richardson, the use of the hall was granted this afternoon to Prof. Hartley.

Under a suspension of the rules,

Action was had on the following bills and resolutions:

H. R. 109, a resolution of instruction to the committee on county government, on motion of Mr. Rose, was put on its passage, and adopted.

II. B. 266, a bill to prohibit the sale of intoxicating liquors within two miles of Donaldson Academy, outside of Fayetteville, on motion of Mr. Godwin, was put on its several readings and passed, and was ordered to be engrossed and sent to the Senate for concurrence.

H. B. 375, a bill to amend section 13, chapter 111, of Battle's Revisal, on motion of Mr. Cale, was taken from the calendar and put on its second reading, and, on motion, was referred to the committee on the judiciary.

H. B. 315, a bill to authorize the county commissioners of Graham county to levy a special tax, on motion of Mr. Cooper, was put on its second reading and passed by the tollowing vote:

Affirmative—Messrs. Abbott, Ardrey, Aycock, Baxter, Beam, Bizzell, Braswell, Brown, Bryaut, Bryson, Cale, Carter of Hyde, Cary, Clark of Bladen, Clarke of Craven, Cooper, Council, Davis of Haywood, Dunlap, Ennis, Ewing, Fennell, Galther, Geoffroy, Godwin, Gudger, Harrison, Harriss, Hartsell, Haynes, Hill, Hood, Horton, Houk, Kenan, King, Lindsay, Lineback, Lloyd, M'Brayer, McCubbins, McGehee, McIver, McClure, McRae, Maddrey, Moseley, Ormond, Peel, Proffitt, Purnell, Quinnerly, Ransom, Reynolds, Richardson, Roberts, Rogers, Rose, Ryals, Sams, Shackelford, Sharpe, Singeltary, Simpson, Smith, Spake, Staples,

Stephenson, Swaim, Vaughan, Ward of Chowan, Wilson of Transylvania, Winslow, Yount - 73.

Negative - Messrs. Bunn, Crews - 2

H. B. 354, a bill to re-enact an Act to run and establish the dividing line between the counties of Wayne and Greene, on Motion of Mr. Ormond, was put on its second reading.

The amendments of the committee were accepted, and the bill, as amended, passed its second reading, and without objection passed its third reading and was ordered to be engrossed and transmitted to the Senate for concurrence.

H. B. 325, a bill to anthorize the county commissioners of Hyde to levy a special tax, on motion of Mr. Carter of Hyde, was put on its third reading and passed by the following vote, and was ordered to be engrossed and sent to senate for concurrence:

Affinative—Messrs. Allen, Abbott, Ardrey, Aycock, Bagley, Beam, Bizzell, Braswell, Brown, Bryant, Bryson, Cale, Carter of Hyde, Cary, Clarke of Craven, Cooper, Council, Crews, Davis of Haywood, Davis of Lenoir, Dunlap, Ennis, Ewing, Fennell, Gaither, Geoffroy, Godwin, Gudger, Harriss, Hartsell, Haynes, Hill, Hood, Horton, Houk, Kenan, King, Lindsay, Lineback, Lloyd, M'Brayer, McCubbins, McGehee, McIver, McClure, McRae, Moseley, Ormond, Peel, Powell, Proffitt, Purnell, Quinnerly, Ransom, Richardson, Rogers, Rose, Rush, Ryals, Shackelford, Sharpe, Simmons, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Swaim, Vaughan, Ward of Chowan, Wilson of New Hanover, Wilson of Transylvania, Winslow, Yount—75.

Negative—0.

H. B. 339, a bill to levy a special tax in the county of Tyrrell, on motion of Mr. Ransom, was put on its third reading and passed by the following vote, and was ordered to be engrossed and sent to the Senate for concurrence:

Affirmative-Messrs. Allen, Abbott, Ardrey, Aycock,

Beam, Bizzell, Bledsoe, Braswell, Brown, Bryant, Bryson, Cale, Carter of Hyde, Cary, Clark of Bladen, Clarke of Craven, Cooper, Council, Crews, Davis of Haywood, Davis of Lenoir, Dunlap, Ennis, Fenuell, Gaither, Geoffroy, Godwin, Gudger, Harrison, Harriss, Hartsell, Haynes, Hill, Hood, Horton, Houk, Kenan, King, Lindsay, Lineback, Lloyd, M'Brayer, McCubbins, McGehee, McIver, McClure, McRae, Mosely, Ormond, Peel, Powell, Proffitt, Purnell, Quinnerly, Ransom, Reynolds, Richardson, Rogers, Rose, Rush, Ryals, Sams, Shackelford, Sharpe, Simmons, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Swaim, Vaughan, Ward of Chowan, Wilson of Transylvania, Winslow, Yount—77.

Negative-Mr. Ewing-1.

S B. 126, H. B. 298, a bill to drain Lower Creek, in the counties of Burke and McDowell, on motion of Mr. Houk, was put on its several readings and passed, and was ordered to be enrolled for ratification.

By leave, Mr. McIver introduced a bill to repeal chapter 27, Private Laws of 1874-'75, which was referred to the committee on propositions and grievances.

CALENDAR

II. B. 237, a bill to allow the citizens of Clay county to pass through the toll gates of Cherokee county without paying toll, on motion of Mr. Ransom, was indefinitely postponed.

II. B. 202, a bill to incorporate the town of Sparta, in the county of Edgecombe, on motion, was passed over informally.

H. B. 258, a bill regulating trials in justices' courts, was put on its second reading.

The question was put on the adoption of the amendments offered by the committee, and prevailed; and the bill, so amended, passed its second reading, and under a suspension of the rules went to a third reading, passed and was ordered to be engrossed and transmitted to the Senate for concurrence.

H. B. 264, a bill to provide for the prosecution of the work on the Western Insane Asylum, on its second readingon motion of Mr. Rose, was passed over informally.

II. B. 300, a bill to prohibit the sale of intoxicating liquors within one and a half miles of Pleasant Grove Church, in Washington county, on its second reading, on motion of Mr. Ransom, was postponed until Monday at 12 o'clock.

H. B. 301, a bill to encourage the manufacturing interests of the State, on motion of Mr. Richardson, was laid on the table.

II. B. 310, a bill to repeal chapter 158, Laws of 1874-'75, on motion of Mr. Davis of Lenoir, was laid on the table.

H. B. 316, a bill to incorporate New Hope Baptist Church, in the county of Cleaveland, was put on its second reading and passed; and,

On motion of Mr. M'Brayer, the rules were suspended, and the bill was put on its third reading and passed, and was ordered to be engrossed and sent to the Senate for concurrence.

H. B. 326, a bill for the relief of George W. Willoughby, late sheriff of Anson, was put on its second reading, and on motion, was referred to the committee on propositions and grievances.

H. B. 328, a bill to authorize the commissioners of the counties of Swain and Clay to levy a tax to build a bridge across the Tuckaseegee River, was put on its second reading and passed by the following vote:

Affirmative—Messrs. Allen, Abbott, Ardrey, Aycock, Bagley, Beam, Bizzell, Braswell, Brown, Bryant, Bryson, Bunn, Cale, Carter of Hyde, Cary, Clark of Bladen, Clarke of Craven, Cooper, Crews, Davis of Haywood, Davis of Lenoir, Dunlap, Ennis, Ewing, Fennell, Gaither, Geoffroy, Godwin, Harrison, Harriss, Hartsell, Haynes, Hill, Hood, Horton, Houk, Kenan, King, Lindsay, Lineback, Lloyd, M'Brayer,

McCubbins, McGehee, McIver, McLean, McClure, McRae, Maddrey, Moseley, Ormond, Peel, Powell, Purnell, Quinnerly, Ransom, Reynolds, Richardson, Roberts, Rogers, Rose, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Simmons, Singeltary, Simpson, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan, Ward of Chowan, Wilson of Transylvania, Winslow, Yount—80.

Negative-0.

H. R. 340, a bill to amend chapter 161, Private Laws of 1874-'75, on its second reading, was, on motion, passed over informally.

A message was received from the Senate, informing the House that the Senate had concurred in the House amendment to S. B. 16, H. B. 279, a bill to incorporate the Laborers' Union, of Wilmington, N. C., and had ordered the same to be enrolled for ratification.

THE CALENDAR

was resumed, and

H. B. 273, a bill to incorporate the Currituck shooting Club, was put on its several readings and passed, and was ordered to be engrossed and sent to the Senate for concurrence.

II. B. 343, a bill to extend the time of taking out grants from the State, was put on its second reading and passed, and without objection was put on its third reading.

Mr. Cooper moved to amend by striking out "1877" and inserting "1879."

The amendment was accepted, and the bill so amended passed its third reading, and was ordered to be engrossed and sent to the Senate for concurrence.

On motion of Mr. King, the House adjourned until Monday morning at 11 o'clock.

FORTY-SIXTH DAY.

House of Representatives, Monday, January 29th, 1877.

The House met at 11 o'clock, and was called to order by Mr. Speaker Price.

The Journal of yesterday was read and approved.

INTRODUCTION OF PETITIONS.

By Mr. Ransom, a petition from certain citizens of Washington county;

By Mr. McRae, a petition from certain citizens of Robeson county, asking for a prohibitory law to effect Piney Grove Church;

By Mr. White, a petition of colored citizens of Halifax county; and

By Mr. Richardson, a petition from citizens of Brunswick county, asking that a portion of that county be annexed to the county of Columbus; all of which were referred to the committee on propositions and grievances; and

By Mr. Vaughan, a petition from citizens of Alleghany, asking for the abolition of the present system of county government, and the establishment of the system in force before 1868; which was referred to the committee on county government.

REPORTS OF COMMITTEES.

Mr. Shackelford, chairman of committee on engrossed bills, reported the following bills as correctly engrossed, which were transmitted to the Senate for concurrence: H. B. 273, a bill to be entitled an Act to incorporate the Currituck Shooting Club;

H. B. 266, a bill to be entitled an Act to prohibit the sale of intoxicating liquors within two miles of Donaldson Academy, outside of the town of Fayetteville;

H. B. 343, a bill to be entitled an Act to extend the time of taking out grants from the State;

H. B. 325, a bill to be entitled an Act to authorize the county commissioners of Hyde county to levy a special tax;

H. B. 258, a bill to be entitled an Act regulating trials in justices' courts;

H. B. 339, a bill to be entitled an Act to levy a special tax in the county of Tyrrell;

II. B 330, a bill to be entitled an Act to incorporate the town of Cleaveland Mills, in the county of Cleaveland;

H. B. 316, a bill to be entitled an Act to incorporate New Hope Baptist Church, Cleaveland county.

INTRODUCTION OF BILLS,

The following bills were introduced, read the first time, and referred as follows:

By Mr. Vaughan, a bill to repeal section 50, chapter 63, of Battle's Revisal, which was referred to the committee on the judiciary.

By Mr. Richardson, a bill to amend chapter 52, section 52, of Battle's Revisal.

By Mr. Bunn, a bill to repeal chapter 168 of the Laws of 1874-'75, entitled an Act for the better government of the town of Tarboro.

By Mr. McRae, a bill to prevent the sale of spirituous liquors in the vicinity of Piney Grove Church, both of which were referred to the committee on propositions and grievances.

By Mr. McClure, a bill to incorporate the trustees of Hiawassee Camp Ground, in the county of Clay.

By Mr. Shotwell, a bill to incorporate Sugar Creek Presbyterian Church, in the county of Mecklenburg; and

By Mr. Moring, a bill to incorporate Bynum Manufacturing Company, in the county of Chatham; all of which were referred to the committee on corporations.

By Mr. Ward of Chowan, a bill to authorize the commissioners of Chowan county to levy a special tax, which was referred to the committee on finance; and

By Mr. Council, a bill to lay out and construct a public road from Phineas Horton's store, in Wilkes county, to the deep gap of the Blue Ridge, in Watauga county; which was referred to the committee on railroads, post-roads, turnpikes, &c.

On motion of Mr. McLean,

H. R. 106, a resolution to authorize the engrossing clerk to employ additional clerical aid, was withdrawn from the calendar, and ordered to be recommitted to the committee on claims.

LEAVE OF ABSENCE

was granted

To Mr. Ward, of Chowan, indefinitely, on account of sickness in his family; and

To Mr. Johnston of Warren, indefinitely for the same reason.

CALENDAR.

H. B. 202, a bill to incorporate the town of Sparta, Edgecome county; and

H B. 264, a bill to provide for the prosecution of the work on the Western North Carolina Railroad, were passed over informally.

H. B. 281, a bill to provide a fund for the payment of jurors in the county of Alleghany, was put on its second reading.

Mr. King offered the following amendment:

Amend by inserting after the word "county," the words or such courts as may hereafter be established by law, in which trial by jury is provided for."

The amendment was accepted.

Mr. McClure moved to amend by inserting after the word "Alleghany," the word "Clay."

The amendment was accepted, and the bill, as amended, passed its second reading, and without objection went to its third reading and passed, and was ordered to be engrossed and sent to the Senate for concurrence.

H. B. 340, a bill to amend chapter 161, Private Laws of 1874-'75; and

H. B. 344, a bill to amend chapter 195, Laws of 1874-75, were put on their second readings and passed.

H. B. 345, a bill to incorporate the town of Gatesville, in the county of Gates, passed its second reading by the following vote:

Affirmative—Messrs. Allen, Abbott, Ardrey, Aycock, Bagley, Baxter, Beam, Bizzell, Bryson, Cale, Carter of Hyde, Cary, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dunlap, Ennis, Fennell, Gaither, Godwin, Graves, Gudger, Harrison, Harriss, Hartsell, Haynes, Henderson, Hill, Horton, Houk, Johnston of Washington, King, Lindsay, Lineback, M'Brayer, McCubbins, McLean, McClure, McRae, Maddrey, Moring, Moseley, Powell, Proffitt, Purnell, Ransom, Reynolds, Richardson, Roberts, Rogers, Rush, Sams, Shackelford, Sharpe, Shotwell, Simpson, Stephenson, Swaim, Todd of Ashe, Vaughan, Ward of Chowan, Wilson of New Hanover, Wilson of Transylvania, Yount—66.

Negative—Messrs. Bledsoe, Bryant, Bunn, Crews, Lloyd, Ormond—6.

H. B. 346, a bill to incorporate Hunting Creek Lodge No. 299, F. and A. M., in the county of Iredell, was put on its several readings and passed, and was ordered to be engrossed and sent to the Senate for concurrence.

By consent, Mr. Bryant introduced a resolution to print one hundred copies of an Act to allow sheriffs and tax-collectors to collect arrears of taxes, and the resolution was placed on the calendar.

THE CALENDAR

was resumed.

II. B. 353, a bill to authorize the county commissioners of Washington county to levy a special tax, was put on its second reading and passed by the following vote:

Affirmative—Messrs. Allen, Abbott, Ardrey, Aycock, Bagley, Baxter, Beam, Bizzell, Bledsoe, Bryant, Bryson, Cale, Cary, Clark of Craven, Cobb, Cooper, Council, Crews, Davis of Haywood, Dunlap, Ennis, Fennell Gaither, Geoffroy, Godwin, Graves, Gudger, Harrison, Harriss, Hartsell, Haynes, Henderson, Hood, Horton, Houk, Johnston of Washington, King, Lindsay, Lineback, Lloyd, M'Brayer, McCubbins, McLean, McClure, McRae, Maddrey, Moring, Moseley, Ormond, Powell, Proffitt, Purnell, Ransom, Reynolds, Richardson, Roberts, Rogers, Rush, Sams, Shackelford, Sharpe, Singeltary, Simpson, Spake, Stephenson, Swaim, Todd of Ashe, Vaughan, Ward of Chowan, Wilson of New Hanover, Wilson of Transylvania, Yount—71.

Negative—0.

THE SPECIAL ORDER

Being H. B. 300, a bill to prohibit the sale of intoxicating liquors within one and a half miles of Pleasant Grove

Church, in Washington county, was put on its second reading, and on motion of Mr. Johnston of Washington, was recommitted to the committee on propositions and grievances.

Under a suspension of the rules, the following bills were acted on:

On motion of Mr. Purnell,

H. B. 233, a bill to authorize townships having within their limits cities of five thousand inhabitants and upwards, to levy taxes for the support of graded schools, was taken up.

The question was on the amendments to the substitute, as recommended by the committee, and they were adopted.

The question was then put on the adoption of the substitute as amended, and the substitute was adopted.

Mr. Purnell moved that the bill be made special order for twelve o'clock, with order to print.

Mr. Moring called for a division of the proposition, and the question so divided was carried in both its branches.

On motion of Mr. Cooper,

H. B. 315, a bill to authorize the county commissioners of Graham to levy a special tax, was put on its third reading and passed by the following vote, and was ordered to be engrossed and sent to the Senate:

Affirmative—Messrs. Allen, Abbott, Ardrey, Aycock, Bagley, Baxter, Beam, Bizzell, Bledsoe, Rryant, Bryson, Cale, Carter of Hyde, Cary, Clark of Bladen, Cobb, Cooper Council, Davis of Haywood, Dunlap, Ennis, Fennell, Gaither, Godwin, Gudger, Harrison, Harriss, Hartsell, Haynes, Henderson, Hill, Hood, Horton, Houk, Johnston of Washington, King, Lindsay, Lineback, Lloyd, M'Brayer, McGehee, McLean, McClure, McRae, Maddrey, Moring, Moseley, Ormond, Powell, Proffitt, Purnell, Ransom, Reynolds, Richardson, Roberts, Rogers, Rush, Sams, Shackelford, Sharpe, Singeltary, Simpson, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Todd

of Wake, Vaughan, Ward of Chowan, Wilson of New Hanover, Wilson of Transylvania, Yount.—74.

Negative—0.

A message from the Senate was received transmitting the following bills:

- S. B. 235, a bill to authorize the commissioners of Pasquotank to levy a special tax;
- S. B. 293, a bill to change the dividing line between the counties of Brunswick and Columbus;
- S. B. 325, a bill to protect the fishing interests in Contentnea and Black Creeks;
- S. B. 228, a bill to amend and consolidate the charters of the Great Falls Manufacturing Company, located at Rockingham in Richmond county; and
- S. B. 405, a bill to change the times of holding the Superior Courts of Pamlico county.

They were read the first time and referred as follows:

Senate Bills 325, 393 and 235, to the committee on propositions and grievances.

- S. B. 228 was referred to the committee on corporations; and
 - S. B. 405 was referred to the committe on the judiciary.

On motion of Mr. Ransom, S. B. 405 was withdrawn from the committee on the judiciary and placed on its several readings and passed, and was ordered to be enrolled for ratification.

By consent, Mr. Staples introduced a resolution in relation to the letter books of the Governor, which was placed on the calendar.

THE CALENDAR

was resumed; and

H. B. 367, a bill to amend section 5, chapter 44 of Private Laws of 1874-'75, was put on its second reading and passed.

II. B. 324, a bill to amend section 2, chapter 152, Laws of

1871-'72, was put on its third reading and passed, and was ordered to be engrossed and sent to the Senate for concurrence.

II. B. 328, a bill to authorize the commissioners of Swain and Clay to levy a tax to build a bridge across the Tuckaseegee River, was put on its third reading and passed by the following vote, and was ordered to be engrossed and sent to the Senate for concurrence:

Affirmative—Messrs. Allen, Abbott, Ardrey, Aycock, Baxter, Beam, Bizzell, Bledsoe, Bryant, Bryson, Cale, Carter of Hyde, Cary, Clark of Bladen, Cobb, Cooper, Council, Crews, Davis of Haywood, Dunlap, Ennis, Gaither, Gudger, Harrison, Harriss, Hartsell, Haynes, Henderson, Hill, Hood, Mouk, Johnston of Washington, King, Lindsay, Lineback, Lloyd, M'Brayer, McCubbins, McGehee, McLean, McClure, Maddrey, Moring, Moseley, Ormond, Powell, Proffitt, Ransom, Reynolds, Richardson, Roberts, Rogers, Rush, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Spake, Staples, Stephenson, Swaim, Todd of Wake, Ward of Chowan, Wilson of New Hanover, Wilson of Transylvania, Yonnt—67.

Negative—Mr. Todd of Ashe—1.

SENATE BILL CALENDAR.

S. B. 98, H. B. 159, a bill to amend section 389, chapter 17, of Battle's Revisal, was put on its third reading and passed, and was ordered to be enrolled for ratification.

S. B. 1, H. B. 342, a bill to repeal chapter 84, Public Laws of 1874-'75, and to regulate the rate of interest, was taken up on its second reading.

Mr. Singeltary moved to postpone until Wednesday next at 12 o'clock.

Mr. Johnston of Washington, moved to amend by an order to print, and the motion prevailed.

Mr. Vaughan moved to reconsider the vote by which the

order to print was made, and the reconsideration was had.

The question was again put on the proposition to print, and it was lost.

S B. 160, H. B. 317, a bill to aid in the construction of the Chester and Lenoir Narrow-Gauge Rail Road, was put on its second reading and passed; and

On motion of Mr. Vaughan, the rules were suspended and the bill was put on its third reading and passed, and was ordered to be enrolled for ratification.

S. B. 318, H. B. 349, a bill to allow Milton Township, in the county of Caswell, to subscribe fifteen thousand dollars (\$15,000) in payment of stock in the Milton and Sutherlin Narrow-Gauge Rail Road, was put on its second reading and passed by the following vote:

Affirmative—Messrs. Allen, Ardrey, Aycock, Bagley, Beam, Bizzell, Bledsoe, Bryant, Bryson, Bunn, Cale, Carter of Hyde, Cary, Clark of Bladen, Cobb, Cooper, Council, Crews, Davis of Haywood, Dunlap, Ennis, Fennell, Gaither, Gudger, Harrison, Harriss, Hartsell, Haynes, Henderson, Hill, Hood, Horton, Houk, Johnston of Washington, Leach, Lindsay, Lloyd, M'Brayer, McCubbins, McGehee, McClure, McRae, Maddrey, Moring, Moseley, Ormond, Powell, Proffitt, Purnell, Reynolds, Richardson, Roberts, Rogers, Rush, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Staples, Stepenson, Swaim, Vaughan, Ward of Chowan, Wilson of New Hanover, Wilson of Transylvania, Yount.—68.

Negative—Messrs. Baxter, Todd of Ashe.—2

S. B. 229, H. B. 370, a bill to prohibit the sale of spirituous liquors near Salem and Winston, was put on its second reading.

Mr. Purnell moved to amend by excepting wines and whiskey.

The amendment was adopted; and, as amended the bill passed its second and third readings, and was ordered to be sent to the Senate with engrossed amendments.

On motion of Mr. McGehee, the machinery bill was made the special order for to-morrow at 11 o'clock.

On motion of Mr. Staples,

H. R. 110, resolution in relation to the Governor's letter books, was put on its passage and adopted, and ordered to be engrossed.

On motion of Mr. Bryant,

S. R. 110, a resolution to print one hundred copies of an Act to allow sheriffs and tax-collectors to collect arrears of taxes, was put on its passage.

Mr. Johnston of Washington moved to amend by striking out the word "and" and inserting "or," and the amendment was accepted.

Mr. King moved to amend

"So that they shall be furnished one copy to each member of the House of Representatives, instead of the Secretary of State sending them."

The amendment was accepted, and the resolution, so amended, passed its second reading.

On motion of Mr. Bryant, the rules were suspended and the resolution was put on its third reading.

Mr. Cooper moved to indefinitely postpone.

Mr. Cobb moved to table the resolution.

On that, motion, Mr. Bryant demanded the ayes and nays.
The call was sustained and the resolution laid on the table by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Aycock, Baxter, Bizzell, Carter of Hyde, Cobb, Cooper, Dunlap, Fennell, Gaither, Godwin, Gudger, Harrison, Hartsell Henderson, Lindsay, M'Brayer, McLean, McClure, Maddrey, Moring, Moseley, Powell, Quinnerly, Richardson, Roberts, Rush, Sams, Shackelford, Sharpe, Smith, Spake, Stephenson, Todd of Ashe, Todd of Wake, Vaughan, Wilson of Transylvania, Winslow, Yount—41.

Negative—Messrs. Bagley, Beam, Bledsoe, Bryant, Bryson, Bunn, Cale, Clark of Bladen, Clarke of Craven, Council, Crews, Davis of Haywoood, Ennis, Graves, Harriss, Haynes, Hill, Hood, Horton, Houk, King, Lineback, Lloyd, McCubbins, McRae, Proffitt, Purnell, Ransom, Reynolds, Simmons, Singeltary, Simpson, Swaim, Ward of Chowan, Wilson of New Hanover—36.

Mr. Cobb, by request, presented a petition, accompanied with a bill, asking and providing for the appointment of a tax collector for the county of Chatham, both of which were referred to the committee on propositions and grievances.

By consent, Mr. Powell introduced a resolution to authorize the committee on public buildings and grounds to employ an architect, which was placed on the ealendar.

On motion of Mr. McLean, the House adjourned until half-past ten o'clock to morrow morning.

FORTY-SEVENTH DAY.

House of Representatives, Tuesday, January 30th, 1877.

The House met at half-past 10 o'clock, Mr. Speaker Price in the chair, and was opened with prayer by the Rev. Dr. Marshall, of this city.

The journal of yesterday was read and approved.

INTRODUCTION OF PETITIONS.

By Mr. Cobb, a petition from eitizens of Davie county, ask-

ing the General Assembly to amend chapter 42 of Acts of 1873-'74, which lies over under the rules.

REPORTS OF COMMITTEES.

Mr. Riehardson, from the committee on propositions and grievances, reported favorably on the following bills;

H. B. 368, an Act to secure the better drainage of the low lands of the South Yadkin, in the county of Alexander, between Deal's Mills and Mehaffey's Saw Mills;

II. B. 380, an Act to amend chapter 52, section 22, of Battle's Revisal;

S. B. 235, H. B. 389, a bill to be entitled an Act to authorize the commissioners of Pasquotank to levy a special tax;

S. B. 325, H. B 391, a bill to be entitled an Act to protect the fishing interest in Contentnea and Black Creeks.

Mr. Swaim, from the same committee, reported favorably on:

S. B. 393, H. B. 390, a bill to be entitled an Act to change the dividing line between the counties of Brunswick and Columbus.

Mr. Moring, from the judiciary committee, reported favorably on:

H. B. 393, a bill to be entitled on Act to empower the commissioners of Chatham county to appoint a tax-collector to collect arrears of taxes; and unfavorably on

H. B. 323, a bill to be entitled an Act to amend Battle's Revisal, section 5, chapter 6.

Mr. Wilson of Burke, reported favorably, from the committee on corporations, on:

H. B. 385, a bill to be entitled an Act to incorporate the Bynum Mannfacturing Company, in the county of Chatham.

Mr. Roberts, from the committee on agriculture, mechanics and mining, reported favorably on:

H. R. 77, resolution in regard to the report of the State Geologist; and unfavorably on H. R. 89, resolution in relation to the establishment of an agricultural bureau.

Mr. Shackelford, chairman of committee on engrossed bills, reported the following bills, resolutions and amendments as correctly engrossed, which were transmitted to the Senate for concurrence:

H. B. 281, a bill to be entitled an Act providing a fund for the payment of jurors in the counties of Alleghany and Clay.

H. B. 354, a bill to be entitled an Act to re-enact an Act to run and establish the dividing line between the counties of Wayne and Greene.

H. B. 346, a bill to be entitled an Act to incorporate Hunting Creek Lodge No. 239, F. and A. M., in the county of Iredell.

H. B. 324, a bill to be entitled an Act to amend section 2, chapter 152, Laws of 1871-'72.

H. R. 311, resolution in relation to the letter books of the Executive of North Carolina.

H. B. 328, a bill to be entitled an Act to authorize the commissioners of the county of Swain to levy a tax to build a bridge across Tuckaseegee River.

H. B. 315, a bill to be entitled an Act to authorize the county commis ioners of Graham county to levy a special tax.

Engrossed amendments to S. B. 229, H. B. 370, a bill to be entitled an Act to prohibit the sale of spirituous liquors near Salem and Winston.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time, and referred as follows:

By Mr. Lindsay, a bill to place the clearance of watercourses under the road law; and

By Mr. Haynes, a bill to prohibit the sale of liquor within one mile of the court house at Yadkinsville, in the

county of Yadkin; both of which were referred to the committee on propositions and grievances.

By Mr. Hill, a bill to protect the Mechanics' Protection Association of Wilmington, N. C., which was referred to the committee on corporations.

By Mr. Council, a bill to amend section 3, chapter 254, Laws of 1870-'71; and

By the same, a bill to amend section 1, chapter 68, Laws of 1874-'75; both of which were referred to the committee on railroads, post-roads, &c.; and

By Mr. Rose, a bill to amend sections 33 and 34, of chapter 17, of Battle's Revisal.

CALENDAR

H. R. 103, a resolution in favor of W. H. Sykes, late sheriff of Bladen, on motion of Mr. Clark of Bladen, was recommitted to the committee on claims.

H. R. 112, a resolution of instruction to the committee on public buildings and grounds to employ an architect, was put on its second reading and failed to pass.

H. R. 107, a resolution concerning the advertisement of sales of real estate by sheriffs, &c, on motion was referred to the committee on the judiciary.

II. R. 108, a resolution to inquire into the disposition of the funds arising from the stock of the State in the North Carolina Railroad, was put on its second reading and passed, and under a suspension of the rules was put on its third reading and passed, and was ordered to be engrossed and transmitted to the Senate for concurrence.

H. B. 202, a bill to incorporate the town of Sparta, in the county of Edgecombe, on its second reading, on motion of Mr. Johnston of Washington, was postponed until the 10th of February, and made the special order for that day at 12-o'clock.

H. B. 267, a bill to provide for the prosecution of the

work on the Western Insane Asylum, was put on its second reading.

The amendment proposed by the committee was adopted. By leave, Mr. Staples, from the committee on the judiciary, reported unfavorably on

H. B. 375, a bill to amend section 13, chapter 111 of Bat-

tle's Revisal;

H. B. 332, a bill to regulate the fees of county officers; and

H. B. 364, a bill to amend Battle's Revisal, chapter 6, sections 3 and 5, with an amendment, recommending the passage of the bill, with the adoption of the amendments.

THE SPECIAL ORDER

was announced, and

S. B. 172, was put on its third reading.

On its passage Mr. Clarke of Craven, demanded the yeas and nays.

The Speaker, Mr. Staples in the chair, decided the call was not sustained, from which decision Mr. Clark appealed, and demanded a call of the House.

The call was had, and the following gentlemen answered to their names:

Messrs. Abbott, Ardrey, Aycock, Bagley, Baxter, Beam, Bizzell, Bledsoe, Braswell, Brown, Bryant, Bunn, Cale, Carter of Hyde, Cary, Clark of Bladen, Clarke of Craven, Cobb, Council, Crews, Davis of Haywood, Dunlap, Ennis, Fennell, Godwin, Graves, Harrison, Harriss, Hartsell, Haynes, Henderson, Hill, Hood, Horton, Houk, Hughes, Johnston of Warren, Kenan, King, Leach, Lindsay, Lineback, Lloyd, M'Brayer, McCubbins, McGehee, McIver, McClure, McRea, Maddrey, Moring, Moseley, Ormond, Parish, Pinnix, Proffitt, Purnell, Quinnerly, Ransom, Reynolds, Richardson, Roberts, Rogers, Rose, Ryals, Sams, Scott, Shackelford, Sharpe, Simmons, Singeltary, Simpson, Smith, Spake, Sta-

ples, Stephenson, Swaim, Terry, Todd of Ashe, Todd of Wake, Vaughan, Williamson, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow, Worth, Yount—90.

And the call for the ayes and nays on the passage of the bill was sustained.

Mr. Simmons and Mr. Lloyd gave notice of intention to explain their votes.

Mr. Shotwell presented a memorial from certain citizens of Newbern praying the passage of the bill.

Mr. Henderson called the previous question on the passage of the bill.

The eall was sustained and the main question ordered.

The vote on the passage of the bill on its third reading was taken, and the bill passed by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Aycock, Baxter, Beam, Braswell, Brown, Carter of Hyde, Clark of Bladen, Cobb, Council, Davis of Haywood, Dunlap, Fennell Gaither, Godwin, Graves, Harriss, Hartsell, Henderson, Houk, Hughes, Kenan, King, Leach, Lindsay, M'Brayer, McCubbins, McGehee, McIver, McClure, McRae, Maddrey, Moring, Moseley, Parish, Pinnix, Powell, Proffitt, Quinnerly, Ransom, Richardson, Roberts, Rose, Rush, Ryals, Shackelford, Shotwell, Singeltary, Simpson, Smith, Spake, Stapless Stephenson, Swaim, Todd of Ashe, Vanghan, Wilson of Burke, Wilson of Transylvania, Winslow, Worth, Yount—62.

Negative—Messrs. Allen, Bagley, Bizzell, Bledsoe, Bryant, Bunn, Cary, Clark of Craven, Crews, Ennis, Harrison, Haynes, Hill, Hood, Horton, Johnson of Warren, Johnston of Washington, Lineback, Lloyd, Ormond, Purnell, Reynolds, Rogers, Scott, Sharpe, Simmons, Terry, Todd of Wake. Williamson, Wilson of New Hanover—30.

Mr. Clarke of Craven, by consent, presented a protest, on his own behalf and that of other members of the House,

1,

against the action of the House in the contested election case from the county of Hertford.

It was read and ordered to be spread upon the Journal of the House.

PROTEST IN THE CASE OF MADDREY VS. HORTON,

We, the undersigned, members of the House of Representatives of North Carolina, respectfully enter our dissent to the action of the House on the 17th day of January, whereby Jordan J. Horton was deprived of his seat and H. Carter Maddrey was admitted thereto as the legal and duly chosen Representative from the county of Hertford.

We believe, from the evidence in the case, that Jordan J. Horton received a fair majority of the votes cast at the disputed box at Winton precinct, and a clear majority of the legal votes of Hertford county.

The evidence was not sufficient to throw any doubt upon the result or to exclude the votes cast at said box.

And besides these reasons, a new election had been ordered by a vote of the Honse on the previous day, and the matter was, therefore, *res adjudicata* and final.

We, therefore, enter our solemn protest against the action of the House in the case, believing it to be unjust to the sitting member, and a violation of the rights of a majority of the legally qualified voters of the county of Hertford.

Wm. E. Clarke, Representative from Craven,

Willis Bagley,	"	46	Perquimans
Stewart L.Johnston,	čí	66	Washington
J. Q. A. Bryant,	"	- "	Wilkes,
Thos. Haynes,	46	16	Yadkin,
VII TO 0 1			64

W. P. Ormond, "Greene, "Greene, "New Hanover, Edgar Lineback, "Forsythe,

James Ennis, " Wake,

John E. Bledsoe, "

Alfred Lloyd,	Representative	from	Pender,
John H. Williamson, "		46	Franklin,
Henry C. Roge	rs, "	46	Granville,
W. H. Crews,	44	44	"
H. H. Simmons	s, "	"	Craven,
Jas. C. Hill,	66	"	New Hanover,
J. T. Reynolds	, "	"	Halifax,
J. A. White,	40	44	"
Dan'l R. Johns	on, "	"	Warren,
Wilson Cary,	46	"	Caswell,
Willis Bunn,	"	"	Edgecombe,
W. G. Todd,	44	"	Wake,
J. F. Scott,	"	46	Jones,
W. R. Terry,	"	44	
T. R. Purnell,	"	"	Wake.

THE SECOND SPECIAL ORDER

being the consideration of the machinery bill, was announced.

The House went into committee of the whole, Mr. Pinnix in the chair.

The committee rose and reported progress, and asked leave to sit again to morrow at half-past 12 o'clock, which was granted.

On motion of Mr. Todd of Ashe, the House adjourned until to-morrow morning at half-past 10 o'clock.

FORTY-EIGHTH DAY.

House of Representatives, Wednesday, Jan. 31st, 1877.

The House met at half-past 10 o'clock and was called to order by Mr. Speaker Price.

The Journal of yesterday was read and approved.

INTRODUCTION OF PETITIONS.

By Mr. Johnston of Washington, a petition of the citizens of Washington county asking that a new county, to be called Scuppernong, be formed out of portions of said county, which was referred to the committee on propositions and grievances.

Mr. Crews presented a petition from certain colored citizens of the county of Granville in relation to the subject of colonization, and

Mr. Todd of Ashe, a petition of citizens of Ashe and Wilkes asking a change of boundary; both of which were referred to the same committee.

REPORTS OF COMMITTEES.

Mr. Henderson, from the committee on corporations, reported favorably on the following bills:

S B. 387, H. B. 377, a bill to be entitled an Act to authorize the town of Warrenton to subscribe to the capital stock of the Warrenton railroad company;

H. B. 329, a bill to be entitled an act to incorporate the United Order of Brothers and Sisters of Love and Charity, and

H. B. 384, an act entitled an Act to incorporate Sugar Creek Presbyterian Church, in the county of Mecklenburg. Mr. Godwin, from the committee on propositions and grievances, reported unfavorably on

H. B. 381, a bill to be entitled an Act to repeal chapter 168, of the laws of 1874-75, entitled an Act for the better government of the town of Taboro

Subsequently, by consent, Mr. Kenan from the same committee reported favorably on

- S. B. 297, H. B. 376, a bill to be entitled an Act to require sheriffs and tax collectors to make publication of lists of delinquent tax payers, and unfavorably on the following:
- S. B. 292, H. B. 348, a bill to be entitled an Act supplemental to an Act entitled an Act to prevent the sale of malt or spirituous liquors on Sunday,
- H. B. 360, a bill to be entitled an act to regulate the sale of spirituous liquors within two miles of any school, church or factory in the State; and on
- H. B. 394, an Act to place the clearance of water courses under the road law.

Mr. Singletary, from the committee on railroads, postroads, &c., reported favorably on

H. B. 397, a bill to amend sec. 3, chap. 254, laws of 1870-'71; and

II. B. 387, an Act to lay out and construct a public road from Phineas Horton's store, in Wilkes county, to the Deep Gap of the Blue Ridge, in Watauga county, offering an amendment and recommending with the adoption of the amendment that the bill do pass; also favorably on

H. B. 398, a bill to amend section 1, chapter 68, laws of 1874-'75.

Mr. Ransom, from the committee on education, submitted a report on that portion of the Governor's message that relates to graded and normal schools for the education of both races in the State.

Mr. Shackelford, chairman of committee on engrossed

bills, reported the following resolution as correctly engrossed, which was transmitted to the Senate for concurrence:

H. R. 108, a resolution to enquire into the disposition of the funds derived from the stock of the State in the North Carolina railroad.

The following bills and resolutions, reported as correctly enrolled by committee on enrolled bills, were duly ratified and transmitted to the Senate:

H. R. 26, S. R. 193, resolution concerning the relations between the white and colored people of the State;

H. B. 333, S. B. 397, an Act to amend an Act entitled an Act to regulate the times of holding the terms of the Superior Court of Cumberland county, ratified 12th December, 1874:

S. B. 16, H. B. 269, an Act to incorporate the Laborer's Union, of Wilmington, N. C.;

H. B. 250, S. B. 346, an Act to submit the question of sale of spirituous liquors to the qualified voters of Carthage township, in the county of Moore, &c.;

S. B. 126, H. B. 298, an Act to drain Lower Creek, in Burke and Caldwell counties;

S. B. 211, H. B. 255, an Act to incorporate Winston Baptist Church, in the town of Winston;

S. B. 240, H. B. 296, an Act to establish an additional township in the county of Chowan;

S. B 258, H. B. 295, an Act to amend chapter 63, section 15, of Battle's Revisal.

H. B. 157, S. B. 204, an Act to amend an Act, entitled an Act to incorporate the Farmer's, Mechanic's and Laborer's Union Aid Association of New Hanover;

•S. R. 406, H. R. —, resolution in favor of the bill now before Congress for counting the electoral vote;

S. B. 244, H. B. 276, an Act to protect fish in Wacamaw lake, and the adjacent waters;

S. B. 20, H. B. 277, an Act to incorporate the First Ward Bucket Company, No. 1, of Wilmington, N. C.; S. B. 98, H. B. 159, an Act to amend section 349, chapter 11, title 14, of the Code of Civil Procedure;

S. B. 405, H. B. 388, an Act to change the times for holding the Superior Courts of Pamlico county;

H. R. 95, S. R. 337, resolution empowering the Governor to employ clerical assistance in his office;

H. B. 204, S. B. 283, an Act in relation to larceny of money;

H. B. 263, S. B. 345, an Act for the removal of road exemptions in the county of Clay; and

H. B. 208, S. B. 305, an Act to prevent wilful interference with the water supply of the Western North Carolina Insane Asylum.

INTRODUCTION OF RESOLUTIONS.

By Mr. Hill, a resolution of enquiry as to the Asylum for the colored insane, which was placed on the Calendar.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time and referred as follows:

By Mr. Crews, a bill to repeal chapter 237, laws of 1874-'75, in regard to the time of holding elections in this State;

By Mr. Brown, a bill to amend chapter 89, laws of 1874-'75, entitled an Act to amend chapter 5, section 4, of Battle's Revisal, in regard to preventing colored children from being bound, &c.;

By Mr. Reynolds, a bill for the compilation of the Public-Laws of the State; and

By Mr. Carter of Buncombe, a bill concerning the subscription of Buncombe county to the Asheville and Spartanburg railroad, all of which were referred to the committee on the judiciary, and By Mr. Todd of Ashe, a bill to change the line between the counties of Ashe and Wilkes, which was referred to the committee on propositions and grievances.

LEAVE OF ABSENCE

was granted to Mr. Roberts for eight days from and after to-day, on account of important private business; and to Mr. Lineback indefinitely on account of sickness in his family.

A message was received from the Senate proposing to the House that the General Assembly, at 12 o'clock on Friday next, the second of February, go into the election of sixteen Trustees of the University.

The question was put on concurrence in the proposition. Mr. Henderson moved to amend the proposition of the Senate by striking out "sixteen," and inserting "twenty;" and the amendment was adopted and a message was transmitted to the Senate informing that body of the action of the House and asking concurrence therein.

Under a suspension of the rules, H. B. 393, a bill to authorize the commissioners of Chatham county to appoint a tax collector to collect arrears of taxes, on motion of Mr. Moring, was put on its several readings and passed and was ordered to be engrossed and sent to the Senate.

Mr. Moring moved that the vote by which the bill passed its third reading be reconsidered and that motion laid on the table, and the motion prevailed.

H. B. 353, a bill to authorize the commissioners of Washington county to levy a special tax, on motion of Mr. Johnston of Washington, was put on its third reading and passed by the following vote, and was ordered to be engrossed and sent to the Senate:

Affirmative—Messrs. Allen, Abbott, Ardrey, Aycock, Bagley, Beam, Bizzell, Braswell, Brown, Bryant, Bryson, Cale, Carter of Buncombe, Carter of Hyde, Cary, Clark of

Bladen, Council, Crews, Davis of Haywoad, Dunlap, Ennis, Ewing, Fennell, Gaither, Godwin, Harrison, Harriss, Hartsell, Haynes, Henderson, Hill, Hood, Horton, Houk, Hughes, Johnson of Warren, Johnston of Washington, Kenan, Lloyd, M'Brayer, McCubbins, McIver, McLean, McClure, McRae, Maddrey, Moring, Mosely, Ormond, Parish, Peel, Pinnix, Powell, Proffitt, Quinnerly, Ransom, Reynolds, Richardson, Rogers, Rush, Ryals, Sams, Scott, Shackelford, Sharpe, Simmons, Singeltary, Simpson, Smith, Spake, Stephenson, Todd of Ashe, Vaughan, Ward of Bertie, Wilson of Burke, Wilson of New Hanover, Winslow, Worth and Yount—79.

Negative-None.

H. B. 368, a bill to secure the better drainage of the low lands of the South Yadkin, in the county of Alexander, between Deal's mill and Mehaffey's saw mill, on motion of Mr. Stevenson, was put on its several readings and passed and was ordered to be engrossed and sent to the Senate.

H. B. 329, a bill to incorporate the United Order of Brothers and Sisters of Love and Charity, on motion of Mr. Cale, was put on its several readings and passed, and was ordered to be engrossed and transmitted to the Senate.

H. B. 385, a bill to incorporate the Bynum Manufacturing Company, in the county of Chatham, on motion of Mr. Moring, was put on its several readings and passed, and was ordered to be engrossed and sent to the Senate.

Mr. Moring moved that the vote by which the bill passed its third reading be reconsidered and that motion be laid on the table, and the motion prevailed.

Mr. Lindsay rose to a question of personal privilege in regard to the erroneous report of the reference of a bill introduced by him yesterday, as published in the News and Observer newspapers.

On his motion the bill referred to, reported back this morning by the committee on propositions and grievances, was recommitted to the same committee.

On motion of Mr. Rose, Mr. Jno. W. Norwood, of Orange county, was invited to a seat on the floor of the House.

A message was received from the Senate transmitting S. B. 324, a bill to incorporate the town of Denver, in Lincoln county;

S. B. 316, a bill for the protection of buzzards in the counties of New Hanover and Pender; and

Senate amendments in the nature of a substitute for H. B, 256, S. B. 284, a bill to prevent the destruction of legal notices.

A message was received from the Senate transmitting

S. B. 67, a bill to provide for the speedy completion of the Western North Carolina railroad.

The bill was read the first time and referred to the committee on internal improvement.

CALENDAR.

S. B. 393, H. B. 390, a bill to change the dividing line between the counties of Brunswick and Columbus, was put on its several readings, and passed, and was ordered to be enrolled for ratification.

Mr. Richardson moved that the vote by which the bill passed its third reading be reconsidered and that motion be laid on the table, and the motion prevailed.

S. B. 235, H. B. 289, a bill to authorize the commissioners of Pasquotank to levy a special tax, was put on its second reading and passed by the following vote:

Affirmative—Messrs. Allen, Abbott, Ardrey, Aycock, Bagley, Baxter, Beam, Bizzell, Bledsoe, Braswell, Brown, Bryant, Bryson, Bunn, Cale, Carter of Warren, Cary, Clark of Bladen, Cobb, Cooper, Council, Crews, Davis of Haywood, Dunlap, Ennis, Ewing, Fennell, Gaither, Godwin, Harriss, Hartsell, Haynes, Henderson, Hill, Hood, Horton, Houk, Hughes, Johnson of Warren, Kenan, King, Lindsay, Lineback, Lloyd. M'Brayer, McCubbins, McGehee, McLean,

McClure, McRae, Maddrey, Moring, Moseley, Ormond, Parish, Peel, Pinnix, Proffitt, Purnell, Quinnerly, Ransom, Reynolds, Richardson, Roberts, Rose, Rush, Ryals, Scott, Shackelford, Sharpe, Shotwell, Simmons, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Swaim, Terry, Todd of Ashe, Vaughan, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow, Worth and Yount—88.

Negative-None.

THE SPECIAL ORDER

Being S. B. 1, a bill to repeal chapter 84, Public Laws of 1874-75, and to regulate the rate of interest, was taken up at the hour designated in the order, and was discussed without definite action until the hour fixed in the order of yesterday for the resumption of the unfinished business, and comes up to-morrow as the "unfinished business."

THE UNFINISHED BUSINESS

Of yesterday, being the machinery bill, was taken up at half past 12 o'clock, and the House went into committee of the whole, Mr. Pinnix in the chair.

The committee considered the provisions of the bill, and rose and reported progress, and asked leave to sit again to-morrow at half-past twelve o'clock, and leave was granted.

By consent, Mr. Roberts introduced a resolution to investigate the affairs of the Adjutant General, and the resolution was placed on the calendar.

On motion of Mr. Roberts, the rules were suspended and the resolution was put on its passage and adopted, and was ordered to be engrossed and sent to the Senate.

A message was received from the Senate informing the House that the Senate had concurred in H. R. 98, S. R. 380, a resolution to raise a joint select committee to consider the

civil jurisdiction of justices of the peace, and had appointed as the Senate branch of said committee, Messrs. Scales, Latham and Green.

And a message was received informing the House that the Senate had concurred in the proposition of the Houseto elect twenty Trustees of the University instead of sixteen.

The Speaker made the following announcement of additions to standing committees: Mr. Maddrey to the committee on propositions and grievances, and Mr. McIver and Mr. Johnston of Washington to the committee on the judiciary.

Mr. Johnston of Washington moved to adjourn until

half-past 10 o'clock to-morrow morning.

Mr. McGehee moved to amend the motion by making; the hour ten o'clock.

The amendment was accepted and the House adjourned to that hour.

FORTY-NINTH DAY.

House of Representatives, Thursday, Feb. 1st, 1877.

The House met at 10 o'clock and was called to order by Mr. Speaker Price.

The Journal of yesterday was read and approved.

INTRODUCTION OF PETITIONS. &C.

By Mr. Staples, a memorial from citizens of Guilford county, in relation to mechanics' liens;

By Mr Staples, a memorial from citizens of Guilford county, in relation to sheep husbandry, and

By Mr. Maddrey, a petition from citizens of Hertford county asking the repeal of the law prohibiting the sale of liquor within three miles of Murfreesboro; all of which were referred to the committee on propositions and grievances.

REPORTS OF COMMITTEES.

Mr. Rose from the committee on counties, cities, towns, &c., reported favorably on

S. B. 313, H. B. 349, a bill to be entitled an Act to legalize the Reddie's River township in Wilkes county.

Mr. Rose from the committee on judiciary, reported unfavorably on

H. B. 399, An Act to amend sections 33 and 34 of chapter 47 of Battle's Revisal.

Mr. Todd of Ashe, from the same committee reported on

H. B. 83, a bill to be entitled an Act for the appointment of special tax collectors in certain cases, with an amendment, and recommending, with the adoption of the amendment, that the bill do pass.

Mr. Staples, from the judiciary committee reported on

H. B. 71, a bill to repeal and amend certain sections chapter 6 of Battle's Revisal, submitting a substitute and recommending, with the adoption of the substitute, that the bill do pass; favorably on

S. B. 284, H. B. 256, a bill to be entitled an Act to prevent the destruction of legal notices; and unfavorably on the following bills;

H. B. 173, a bill to be entitled an Act to repeal chapter 245, laws of 1874-'75; and

H. B. 401, an Act to amend chapter 89, laws of 1874-'75, entitled an Act to amend chapter 5, section 4, Battle's Revisal, in regard to preventing colored children from being bound to white masters.

Mr. Parish from the same committee reported on

H. B. 127, a bill to amend section 10 chapter 105, Battle's

Revisal, submitting a substitute and recommending the passage of the bill, with the adoption of the substitute.

Mr. Kenan, from the committee on propositions and grievances, reported favorably on the following bills;

H. B. 404, a bill to be entitled an Act to change the line between the counties of Ashe and Wilkes; and

S. B. 316. H. B. 405, a bill to be entitled an Act for the protection of buzzards in New Hanover and Pender counties.

Mr. Councill, from the same committee, made a report on a petitition or memorial of certain medical gentlemen of Favetteville.

Mr. Shackelford, chairman of committee on engrossed bills, reported the following bills and resolutions as correctly engrossed, which were transmitted to the Senate for concurence:

H. B. 353, a bill to be entitled an Act to authorize the commissioners of Washington county to levy a special tax

H. B. 329, a bill to be entitled an Act to incorporate the United Order of Brothers and Sisters of Charity;

H. B. 368, a bill to be entitled an Act to secure the better drainage of the low lands of the South Yadkin river in the county of Alexander.

II. R. 114, resolution to investigate the affairs of the office of the Adjutant General.

INTRODUCTION OF RESOLUTIONS.

By Mr. Moring, a resolution in favor of W.J. Gatlin, which was referred to the committee on claims.

By Mr. Councill, a resolution in relation to the present session of the General Assembly.

By Mr. Reynolds, a resolution to raise a joint committee to take into consideration that portion of the Governor's Message in relation to the artificial propagation of fish in the Reanoke, Chowan and other rivers of the state.

By Mr. Rose, a resolution in relation to the committee appointed to investigate charges against J. C. L. Harriss, solicitor of the 6th Judicial District.

By Mr. Parish, a resolution asking Congress to repeal the Act taxing State banks; and

By Mr. Todd of Ashe, a rerolution of instruction to the committee on agriculture, mechanics and mining, all of which were placed upon the calendar.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time and referred as follows:

By Mr. Staples, a bill for the relief of disabled soldiers, which was referred to the committee on the judiciary.

By Mr. Spake, a bill to prohibit the sale of spirituous liquors within two miles of Scott's Creek Baptist church in Jackson county, which was referred to the committee on propositions and grievances.

By Mr. Allen, a bill to incorporate the town of Seaboard which with the accompanying petition, was referred to the committee on corporations; and

By Mr. Todd of Ashe, a bill to settle and adjust the public debt, which was referred to the committee on the State debt.

Leave of absence was granted to Mr. Councill, indefinitely, on account of important private business.

To Mr. Hussey, assistant clerk of the House from to-morrow until Tuesday next.

To Mr. Maddrey, from to-morrow until Friday the 9th; and

To Mr. Cale, from to-morrow until Wednesday next.

Mr. Cooper was announced as detained by sickness from his seat in the House.

Mr. Rose moved to suspend the rules to take up a resolution introduced by him during the morning's session in relation to the committee to investigate the matter of J. C. L. Harris, solicitor, &c., the resolution was put upon its passage and failed to pass.

The Speaker announced the "unfinished business" of yesterday, but it was postponed on motion of Mr. Todd of Ashe, to take up a resolution introduced by him during this morning's session, a resolution of instruction to the committee on agriculture, and the resolution was put on its passage and adopted.

THE UNFINISHED BUSINESS.

Being S. B. 1, to repeal the usury Act of the session of 1874-'75, was taken up, and the bill put on its second reading.

Mr. Wilson of New Hanover, moved to amend by striking out 8 per cent. and insert 10 per cent.

Mr. Ewing moved to amend the amendment by inserting 12 per cent., and striking out 8 per cent wherever it occurs.

The question was put on the amendment of Mr. Ewing, and on its adoption Mr. Singeltary demanded the ayes and nays.

The call was sustained and the amendment was rejected by the following vote:

Affirmative—Messrs. Bagley Bryant, Clark of Bladen, Ewing, Haynes, Hill, Hood, McRae, Ormond, Rowland, Terry and Wilson of New Hanover—12.

Negative—Messrs. Allen, Abboti, Ardrey, Austin, Aycock, Baxter, Beam, Bizzell, Braswell, Brown, Bryson, Bunn, Cale, Carter of Buncombe, Carter of Hyde, Carter of Warren, Cary, Cobb, Council, Crews, Davis of Haywood, Ennis, Fennell, Fox, Gaither, Geoffroy, Graves, Harrison, Harriss, Hartsell, Henderson, Horton, Houk, Hughes, Johnson of Warren, Johnston of Washington, Kenan, King, Leach, Lindsay, Lloyd, M'Brayer, McCubbins, McGehee, McClure,

Maddrey, Moring, Morris, Moseley, Parish, Peel, Pinnix, Proffitt, Ransom, Reynolds, Richardson, Rogers, Rose, Rush, Ryals, Sams, Shackelford, Sharpe, Singeltary Simpson, Smith, Spake, Staples, Stephenson, Todd of Ashe, Vaughn, Ward of Bertie, Wilson of Burke, Wilson of Transylvania, Winslow, Worth and Yount—77.

The question was then put on the amendment offered by Mr. Wilson of New Hanover, and it was lost.

Mr. Lloyd moved to amend by "striking out two years" and inserting "three years," the amendment was rejected.

Mr. Rowland moved to amend as follows: strike out the words "not more than 8 per cent," and insert "such rate as the parties may agree upon," the amendment was rejected.

On the passage of the bill, Mr. Austin demanded the ayes and nays, and the call was sustained.

Mr. Singeltary moved to postpone the farther consideration of the bill until Tuesday next.

Mr. Staples moved to indefinitely postpone the bill, and after explanation of his position with reference to the bill, withdrew his motion.

The motion to postpone was withdrawn by Mr. Singeltary and the bill then passed its second reading by the following votes:

Affirmative—Messrs, Ardrey, Baxter, Beam, Bizzell, Bryson, Cale, Carter of Hyde, Carter of Warren, Clark of Bladen, Council, Dunlap, Ewing, Fox, Gaither, Geoffroy, Harrison, Harris, Hartsell, Haynes, Hill, Hood, Houk, Hughes, Johnson of Warren, King, Leach, Lindsay, McGehee, McIver, McLean, McRae, Maddrey, Moring, Ormond, Parish, Pinnix, Purnell, Quinnerly, Reynolds, Richardson, Rogers, Rush, Ryals, Shackelford, Sharpe, Shotwell, Simmons, Smith, Spake, Staples, Stephenson, Terry, Todd of Ashe, Ward of Bertie, Wilson of Burke, Wilson of New Hanover, Winslow and Yount—58.

Negative—Messrs. Abbott, Austin, Aycock, Bagley, Braswell, Brown, Bryant, Bunn, Carter of Buncombe, Cary,

Cobb, Crews, Davis of Haywood, Ennis, Fennell, Graves, Henderson, Horton, Johnston of Washington, Kenan, Lloyd, M'Brayer, McCubbins, McClure, Moseley, Peel, Powell, Proffitt, Ransom, Rose, Rowland, Sams, Singeltary, Simpson, Todd of Wake, Vaughan, Williamson, Wilson of Transyivania—38.

THE SPECIAL ORDER.

Being H. B, 222, a bill to authorize the commissioners of Green county, to levy a special tax, on its third reading, was taken up on motion of Mr. Singeltary and was referred to the committee on finance.

Under a suspension of the rules S. B. 313, H. B. 349, a bill to legalize Reddies River township in the county of Wilkes, on motion of Mr. Horton was put on its several readings.

Mr. Horton moved to amend as follows: "That all the official Acts done by the different officers in and for said township are hereby legalized and confirmed."

The amendment was adopted, and the bill so amended, passed its second and third readings and was ordered to be returned to the Senate with engrossed amendments.

Mr. McIver moved a reconsideration of the vote by which the resolution in relation to the committee to investigate the matter of J. C. L. Harriss, solicitor, &c., failed to pass.

Mr. Ormond demanded the ayes and nays upon the adoption of this motion, the call was not sustained, and the reconsideration was had.

Mr. King offered the following substitute, "That the committee who were appointed to investigate the charges against J. C. L. Harriss, solicitor of the 6th Judicial District, are hereby instructed to make report as soon as possible."

Mr. Cobb moved to lay the whole matter on the table. The motion was lost, and the question recurred on the adoption of the substitute of Mr. King, upon the passage of

which Mr. Ormond demanded the ayes nays, the call was sustained and the substitute was rejected by the following vote:

Affirmative—Messrs. Aycock, Bagley, Braswell, Brown, Bryant, Bryson, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Cobb, Council, Crews, Davis of Haywood, Ennis, Ewing, Fox, Godwin, Harrison, Harriss, Hartsell, Hill, Hood, Johnson of Warren, Johnston of Washington, Kenan, King, Lloyd, McLean, Morris, Ormond, Powell Purnell, Ransom, Reynolds, Rogers, Sharpe, Shotwell, Simmons, Simpson, Spake, Todd of Ashe, Todd of Wake, Williamson, and Wilson of New Hanover—46.

Negative—Messrs. Abbott, Austin, Baxter, Beam, Bizzell, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Dunlap, Fennell, Gaither, Geoffroy, Graves, Haynes, Henderson, Horton, Houk, Hughes, Leach, M'Brayer, McCubbins, McGehee, McIver, McClure, McRae, Maddrey, Moring, Moseley, Parish, Peel, Pinnix, Proffitt, Quinnerly, Richardson, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Singletary, Smith, Staples, Stephenson, Vaughan, Wilson of Burke, Wilson of Transylvania, Winslow, Worth and Yount—50

Mr. Wilson of Burke, offered an amendment which was ruled out by the Speaker and the qustion recurred on the adoption of the original resolution. Upon the adoption of the resolution, Mr. Ormond demanded the ayes and nays, the call was not sustained and the resolution was adopted.

On motion of Mr. Ransom, S. B. 235, H. B. 389, a bill to authorize the commissioners of the county of Pasquotank, to levy a special tax, was put on its third reading, and passed by the following vote and was ordered to be enrolled for ratification:

Affirmative—Messrs. Abbott, Ardrey, Aycock, Bagley, Beam, Bizzell, Braswell, Brown, Bryant, Bryson, Bunn, Cale, Carter of Buncombe, Cobb, Council, Crews, Davis of Haywood, Dunlap, Ennis, Ewing, Fennell, Fox, Gaither,

Geoffroy, Godwin, Harrison, Harriss, Hartsell, Haynes, Heap, Henderson, Horton, Houk, Hughes, Johnson of Warren, Kenan, King, Leach, Lindsay, Lloyd, M'Brayer, McCubbins, McGehee, McIver, McClure, McRae, Maddrey, Moring, Morris, Moseley, Ormond, Peel, Pinnix, Proffitt, Purnell, Quinnerly, Ransom, Reynolds, Richardson, Rogers, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Singeltery, Simpson, Smith, Spake, Staples, Stephenson, Todd of Ashe, Todd of Wake, Vaughan, Ward of Bertie, Williamson, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow, Worth and Yount.—83.

Negative-None

THE SECOND SPECIAL ORDER

Being the machinery bill on motion of Mr. Rose was postponed until to-morrow at half past twelve o'clock.

On motion of Mr. McBrayer, the House adjourned until to-morrow morning at half past 10 o'clock.

FIFTIETH DAY.

House of Representatives, Friday, Feb. 2nd, 1877.

The House met at half past 10 o'clock, Mr. Speaker Price in the chair.

The Journal of yesterday was read and approved.

Mr. Terry asked leave to record his name in the affirmative on the vote had yesterday, on the substitute offered by Mr. King to the resolution offered by Mr. Rose, in the matter of J. C. L. Harris, Solicitor, &c.; and in the negative on the passage of the latter resolution, and leave was granted.

Leave was also asked by, and granted to, Mr. Ward of Bertie to the same effect.

Leave was also asked by, and granted to, Mr. Bledsoe to make a similar record of his vote.

INRTODUCTION OF PETITIONS AND MEMORIALS.

By Mr. Wilson of Burke, a petition of citizens of Burke county praying the erection of a new county, and a counter petition from the same county.

By Mr. Yount, a petition from certain citizens of Catawba county against the formation of a new county, &c.

By Mr. Ardrey, a petition from citizens of Mecklenburg county, praying the passage of a stock law; and a counter petition on the same subject, from citizens of the same county; and subsequently

By Mr. Graves, a petition of citizens of surry county asking for the prohibition of the sale of spirituous liquors within two miles of Oak Grove Churches, all of which were referred to the committee on propositions and grievances.

REPORTS OF COMMITTEES.

Mr. Staples from the committee on the judiciary, reported favorably on

S. B. 197, H. B. 294, a bill to be entitled an Act to repeal chapter 39, of Battle's Revisal, and chapter 112, laws of 1874–'75, and to re-enact chapter 40, Revised Code, as amended by chapter 164, laws of 1868–'69, and unfavorably on

H. B. 309, a bill to be entitled an Act to confer upon the mayor of the town of Morganton the jurisdiction of a justice of the peace in all criminal matters.

Mr. Rose, from the same committee, reported on

H. B. 74, a bill to be entitled an Act confirming certain marriages between persons of the Indian race in this State, recommending its passage with the adoption of a substitute; also favorably on

H. B. 158, an Act to repeal section 4, chapter 136, of laws of 1874-'75, giving the county of Pender a member of the

General Assembly.

Mr. Braswell, from the committee on agriculture, mechanics, &c., reported unfavorably on the following bills:

H. B. 109, a bill to be entitled an Act to repeal sections 14, 15, 16 and 17, chapter 2, Battle's Revisal;

H. B. 238, a bill for the encouragement of sheep husbandry;

H. B. 331, a bill to be entitled an Act to amend chapter 38, Battle's Revisal, concerning dogs.

Mr. Wilson of Burke, from the committee on internal improvements; reported on

S. B. 67, H. B. 407, a bill to be entitled an Act to provide for the speedy completion of the W. N. C. Railroad Company, submitting an amendment and recommending, with the adoption of the amendment, that that the bill do pass.

Mr. Henderson from the committee on corporations, re-

ported favorably on

H. B. 383, An Act to incorporate the trustees of Hiawassee camp ground in the county of Clay.

Mr. Henderson also made a report from the judiciary committee on

H. B. 308, a bill to be entitled an Act to confer upon mayors of cities and towns the criminal jurisdiction of a justice of the peace.

Mr. Rose from the committee on counties, cities, towns, &c., reported unfavorably on

H. B. 374, An Act to change the line between Henderson, Rutherford and McDowell counties.

Mr. Kenan from the committee on propositions and grievances, reported favorably on

H. B. 378, An Act to repeal chapter 27, private laws of 1874-'75;

H. B. 326, a bill to be entitled an Act for the relief of Geo. W. Willoughby, late sheriff of Anson county, submitmitting an amendment and recommending, with the adoption of the amendment, that the bill do pass; also on

H. B. 365, An Act for the relief of John J. Hasty, former sheriff of Union county, submitting an amendment and recommending, with the adoption of the amendment, that the bill do pass, and unfavorably on

H. B. 394, An Act to place the clearance of water-courses under the road laws.

Mr. Carter of Buncombe, from the committee on the judiciary reported favorably on

H. B. 403, a bill to be entitled an Act concerning the subscription of Buncombe county to the Spartanburg and Asheville Railroad.

Mr. Fox, from the committee on propositions and grievances, made a report on a petition from a portion of the physicians of Columbus county, recommending its reference to the judiciary committee.

Subsequently, by consent, Mr. McLean from the committee on claims, reported favorably on the following resolutions;

H. R. 96, a resolution to pay the Governor of the state the proceeds arising from the rent of the property known as the Governor's Mansion; and on

H. R. 106, resolution authorizing the engrossing clerk of the House to employ one assistant.

Mr. Shackelford, chairman of committee on engrossed bills, reported the following amendment as correctly engrossed, which were transmited to the Senate for concurrence; also

S. B. 313, H. B. 349, a bill to be entitled an act to legalize the Reddies township, in Wilkes county.

INTRODUCTION OF RESOLUTIONS.

By Mr. Wilson, of New Hanover, a resolution of inquiry into the right of H. A. Gudger to a seat in this House.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time, and referred as follows:

By Mr. Ardrey, a bill to prevent live stock from running at large in the county of Mecklenburg;

By Mr. Wilson of Burke, a bill to establish the county of Armfield, from portions of Burke, Catawba, Cleveland and Lincoln counties; both of which were referred to the committee on propositions and grievances.

By Mr. Wilson of Burke, a bill to amend the Act incorporating the town of Morganton and Acts amendatory thereto, which was referred to the committee on corporations; and

By Mr. Davis of Haywood, a bill to legalize Ivy Hill township, in the county of Haywood, which was referred to the committee on cities, towns, townships and counties.

Leave of absence was granted

To Mr. Brown.

To J. H. Hill, Principal Doorkeeper,

To Mr. Swaim, indefinitely;

To Mr. McGehee,

To Mr. Haynes, for eight days;

To Mr. Hill, indefinitely from to-morrow;

To Mr. Godwin, for one week;

To Mr. Cale,

To Mr. Cary, until Thursdry;

To Mr. Terry, for one week;

To Mr. Bunn,

To Mr. Moseley,

To Mr. Todd of Wake,

To Mr. Houk, and

To Mr. Shackelford until Wednesday.

Under a suspension of the rules, the following bills were acted on:

H. B. 397, a bill to amend section 3, chapter 254, laws of 1870-'71, on motion of Mr. Council, was put on its several readings and passed.

H. B. 384, a bill to lay out and establish a public road from Phineas Horton's store, in Wilkes county, to the Deep Gap of the Blue Ridge, in Watauga county, on motion of Mr. Council, was put on its second reading.

The amendments proposed by the committee were adopted and the bill so amended passed its second and third readings.

H. B. 398, a bill to amend section 1, chapter 68, laws of 1874-775, on motion of Mr. Council, was put on its several readings and passed, and they were all ordered to be engrossed and sent to the Senate for concurrence.

S. B. 318, a bill to allow Milton township, in the county of Caswell, to subscribe \$15,000 to stock in Milton and Sutherlin Narrow Gauge Railroad, on motion of Mr. McGehee, was put on its third reading and passed by the following vote:

Affirmative—Messrs. Allen, Ardrey, Austin, Aycock, Bagdey, Baxter, Bizzell, Braswell, Bryant, Bryson, Bunn, Carter of Buncombe, Carter of Hyde, Carter of Warren, Cary, Clark of Bladen, Clarke of Craven, Cobb, Council, Davis of Haywood, Dillard, Dunlap, Ewing, Fennell, Fox, Gaither, Geoffroy, Graves, Harrison Harriss, Hartsell, Henderson, Hill, Hood, Horton, Hughes, Johnson of Warren, Johnston of Washington, Kenan, King, Leach, Lindsay, Lloyd, McBrayeer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Moring, Morris, Moseley, Ormond, Parish, Peel, Pinnix, Powell, Proffitt, Purnell, Quinnerly, Reynolds, Rogers, Rose, Rowland, Rush, Ryals, Sams, Scott, Shackelford, Sharpe, Simmons, Singeltary, Simpson, Smith, Spake,

Staples, Stephenson, Todd of Ashe, Ward of Bertie, Wilson of New Hanover, Wilson of Transylvania, Winslow, Worth and Yount--85.

Negative-None.

S. B. 325, H. B. 391, a bill to protect the fishing interest in Contentnea and Black creeks, on motion of Mr. Singeltary, was put on its several readings, and passed, and was ordered to be enrolled for ratification.

H. B. 364, a bill to amend chapter 6, sections 3 and 5 of Battle's Revisal, on motion of Mr. Leach, was put on its second reading.

The amendments proposed by the committee were adopted and the bill so amended passed its several readings, and was ordered to be engrossed and sent to the Senate for concurrence.

Mr. Leach moved that the vote by which the bill passed its final reading be reconsidered and that motion be laid on the table.

H. B. 380, a bill to amend chapter 52, section 22 of Battle's Revisal, on motion of Mr. Richardson, was put on its several readings, and passed, and was ordered to be engrossed and sent to the Senate for concurrence.

On motion of Mr. Carter of Buncombe,

S. B. 67, a bill to provide for the completion of the Western North Carolina Railroad, was taken up to make an order to print, and also to designate it as a special order for twelve o'clock on Wednesday, Feburary 7th, and it was so ordered by the House.

On motion of Mr. Clarke, of Craven,

S. B. 1 to regulate the rate of interest, &c., was taken up to make it special order for Thursday, February 8th, and it was so ordered by the House.

On motion of Mr. Reynolds,

H. R. 117, a resolution to raise a committee to consider that portion of the Governor's message in relation to the

artificial propagation of fish, was taken up and passed and ordered to be engrossed and sent to the Senate.

The Speaker announced the following additional members to the committee on cities, towns, townships and counties: Messrs. Rush, Hughes and Lindsay; and announced the following gentlemen as the House branch of the committee under Senate resolution 378: Messrs. McGehee, Richardson, Henderson, Harriss and Purnell; and the following committee under II. R. 98, a resolution to raise a joint committee to consider the civil jurisdiction of justices of the peace: Messrs. Pinnix, Rowland, Rush, McIver and Clarke of Craven.

A message was received from the Senate transmitting

S. B. 348, a bill to revise and consolidate the public school law. It was read the first time and referred to the committee on education.

A message was also received transmitting

S. B. 317, a bill to amend chapter 17, sub-chapter 3, of Battle's Revisal, and

S. B.99, a bill to incorporate Gideon's Relief Brotherhood Lodge No. 1, of Fayetteville.

They were read the first time, and

S. B. 317 was referred to the judiciary committee, and

S. B. 99, to the committee on corporations.

A message was also received from the Senate informing the House that the Senate had refused to concur in House amendments to

S. B. 329, H. B. 370, a bill to prohibit the sale of spirituous liquors near Salem and Winston.

On motion of Mr. Purnell, the House receded from its amendments, and the bill was ordered to be enrolled for ratification.

The Speaker laid before the House a communication, addressed to the House of Representatives, from the State Geologist, in response to an enquiry made by the House.

On motion of Mr. McLean, the reading of the report was dispensed with and it was ordered to be printed.

By consent, Mr. Johnston of Washington submitted a minority report on H. B 109, a bill to repeal sections 14, 15, 16 and 17, chapter 2, of Battle's Revisal; recommending the passage of the bill.

THE SPECIAL ORDER,

Being H. B. 233, a bill to authorize cities of 5000 inhabitants and upwards to levy taxes for the support of graded public schools, was taken up on its second reading. Mr. Rose moved to amend by striking out in line 3, section 1, the word "10" and insert "100." The amendment was accepted, and the bill so amended passed its second reading by the following vote:

Affirmative—Messrs. Allen, Abbott, Aycock, Bagley, Bledsoe, Braswell, Bryant. Bryson, Bunn, Carter of Buncombe, Carter of Hyde, Carter of Warren, Clarke, of Craven, Crews, Dillard, Dunlap, Ennis, Ewing, Fox, Geoffroy, Graves, Harrison, Henderson, Hill, Horton, Johnson of Warren, King, Leach, Lindsay, Lloyd, McCubbins, McIver, McLean, Ormond, Proffitt, Purnell, Quinnerly, Ransom, Reynolds, Rogers, Ryals, Sams, Scott, Shackelford, Simmons, Singeltary, Simpson, Stephenson, Todd of Ashe, Ward of Bertie, Williamson, Wilson of New Hanover, Winslow, Worth and Yount—55.

Negative—Messrs. Ardrey, Baxter, Bizzell, Cobb, Davis of Haywood, Fennell, Gaither, Godwin, Harriss, Hartsell, Johnston of Washington, M'Brayer, McClure, McRae, Moring, Morris, Moseley, Parish, Peel, Pinnix, Richardson, Rose, Rowland, Sharpe, Shotwell, Smith, Vaughan and Wilson of Transylvania—28.

THE CALENDAR

was taken up, and

H. B. 83, a bill for the appointment of special tax collectors in certain cases, was taken up on its second reading, but further consideration was suspended to give way to a motion of Mr. Vaughan to transmit a message to the Senate informing that body that the House was ready to go into the election of trustees of the University.

A message was received from the Senate informing the Honse that the Senate was ready to proceed to fill the vacancies in the board of trustees created by the death of the Hon. W. A. Graham, E. W. Jones, J. D. Hyman and S. H. Walkup; and had nominated John W. Graham of Orange, to fill the vacancy of Hon. Wm. A. Graham; G. N. Folk of Cal well, to fill the vacancy of E. W. Jones; J. L. Robinson of Macon, to fill the vacancy of J. D. Hyman; and Thomas S. Ashe of Anson, to fill the vacancy of S. H. Walkup.

Mr. Moring moved to concur in the nomination, of the Senate.

Mr. Graves moved to take up and vote upon the vacancies seriatim.

Mr. Moring moved to vote upon the successor to the vacancy of the Hon. W. A. Graham, which motion was adopted, and the House proceeded to vote.

Mr. Parish then moved that the other three vacancies be voted collectively, and that the response "all" shall suffice, instead of announcing each name separately. The motion prevailed and the House proceeded to vote.

Messrs. Vaughan and Bagley were appointed to superintend the election.

A message was received from the Senate announcing that the Senate was ready to proceed to the election of sixteen Trustees of the University; that Messrs. Standford and Dockery had been appointed tellers on the part of the Senate, and that the following gentlemen had been put in nomination:

J. S. Amis of Granville,

D. M. Carter of Wake,

P. B. Means of Cabarrus,

W. H. Day of Halifax,

Forney George of Columbus,

Rev. C. B. Hassell of Martin,

W. L. Saunders of Wake,

Jno. H. Thorpe of Nash,

D. S. Reid of Rockingham,

John D. Cameron of Orange,

Julian S. Carr of Orange,

M. H. Pinnix of Davidson,

R. P. Dick of Guilford,

Walter Clark of Wake,

R. R. Bridgers of New Hanover,

Bryan Grimes of Pitt,

Wm. Johnston of Mecklenburg,

J. I. Scales of Guilford,

R. H. Battle of Wake,

P. M. Hale of Wake,

O. P. Meares of New Hanover,

R. P. Johnston of Buncombe,

W. E. Hill of Duplin,

Rev. D. A. Long of Alamance,

George Green of Craven,

W. J. Pope of Lenoir,

W. A. Darden of Greene,

W. C. Troy of Cumberland,

Jno. S. Henderson of Rowan,

R. F. Armfield of Iredell,

Dr. G. A. Foote of Warren,

J. B. Batchelor of Wake,

D. L. Russell of Brunswick,

W. H. Wheeler of Forsythe,

Simmons H. Isler of Jones,

James W. Harper of Jones,

Adam Empie of New Hanover,

J. H. King of New Hanover,

J. E. Sampson of New Hanover,

Thos. Sparrow of Beaufort,

Montford McGehee of Person,

John Norfleet of Edgecombe,

T. L. Hargrove of Granville, and

R. B. Vance of Buncombe.

The House proceeded to vote.

Nominations for the remaining sixteen were then in order. The following nominations were made:

By Mr. King, Walter Clark of Raleigh.

By Mr. Richardson, Montford McGehee of Person.

By Mr. M'Brayer, Jno. S. Henderson of Rowan.

Mr. Cobb put in nomination the entire list received from the Senate.

By Mr. Wilson of Transylvania, A. C. Avery of Burke.

By Mr. McLean, Jno. D. Cameron of Orange.

By Mr. Davis of Haywood, Dan'l G. Towles of Haywood.

By Mr. Henderson, W. C. Fields of Alleghany.

By Mr. Ormond, S. L. Johnston of Washington.

By Mr. Ormond, Reuben M'Brayer of Cleveland.

By Mr. Lloyd, Jas. Wilson of New Hanover.

By Mr. Graves, R. F. Hackett of Wilkes.

By Mr. Graves, Jno. H. Dillard of Rockingham.

By Mr. Powell, Wm. J. Ewing of Montgomery.

By Mr. Simmons, W. J. Clarke of Craven.

By Mr. Richardson, D. M. Carter of Wake.

By Mr. ——, S. J. Pemberton of Montgomery.

By Mr. Rose, P. B. Means of Cabarrus.

By Mr. Moseley, W. G. Hill of Duplin.

By Mr. Ewing, E. J. Lilly, of Cumberland.

By Mr. Carter of Hyde, Geo. W. Brooks of Pasquotank.

By Mr. Bagley, Geo. Green of Craven.

By Mr. Bagley, Charles Price of Davie.

By Mr. Lindsay, Hon. D. S. Reid of Rockingham.

Mr. Reynolds endorsed W. H. Day of Halifax.

Mr. Hill endorsed the nomination of Hon. Charles Price.

Mr. Crews endorsed the nominations of J. S. Amis and Tazewell L. Hargrove, both of Granville.

Mr. Austin endorsed the nomination of C. M. T. Mc-Cauley of Union.

Mr. Ewing endorsed the nomination of Mr. Price.

The following names were put in nomination:

By Mr. Ewing, O. H. Dockery of Richmond.

By Mr. Rowland, Jesse MeLean of Robeson; and

By Mr. Clarke of Bladen, T. D. McDowell of Bladen.

Mr. Kenan moved that a committee of eight, one from each Congressional District, be appointed by the Speaker to take into consideration suitable names for nominations,

Mr. Ransom moved to amend by requiring the committee to select two from each Congressional District.

Mr. Vaughan moved to amend by allowing the committee to select four.

The amendment to the amendment was lost, and the amendment of Mr. Ransom was adopted.

On motion of Mr. Moring, the House took a recess of ten minutes to allow the representatives of the several Congressional Districts to ascertain the districts in which vacancies exist and to what extent, and make selections from among the nominations to fill them.

At the expiration of the recess, the House was called to order.

On motion of Mr. Johnston of Washington, each district was called upon in order to announce its selection.

The Frst District nominated Rev. C. B. Hassell of Martin-The Second, W. H. Day of Halifax, W. H. Johnson of Edgecombe.

The Third, Forney George of Columbus, W. E. Hill of Duplin.

The Fourth, J. S. Amis of Granville, J. H. Thorpe of Nash, J. S. Carr of Orange.

The Fifth, M. McGehee of Person, M. H. Pinnix of Davidson.

The Sixth, P. B. Means of Cabarrus, W. J. Ewing of Montgomery.

The Seventh, Charles Price of Davie, Jno. S. Henderson of Rowan.

The Eighth, D. L. McEvoy, Reuben McBrayer of Cleveland.

Messrs. Vaughan and Clarke of Craven were appointed tellers to superintend the election.

Mr. Vaughan moved that the House vote for the nominations as a whole, and the response "all" shall be sufficient, reserving to voters the right of individual choice, and the motion was adopted.

The House proceeded to vote.

The Speaker announced that the result would be declared to-morrow.

Mr. Todd of Ashe moved to enter a motion to reconsider the vote by which H. B. 387, a bill to construct a public road from Phineas Horton's store, &c., passed this morning, and to make that motion a special order for February 14th. at 12 o'clock, and it was so ordered by the House.

The House went into committee of the whole on the machinery bill, Mr. Bagley in the chair, and after sitting, rose and reported progress, and asked leave to sit again on Wednesday at half-past 12 o'clock, and leave was granted.

On motion of Mr. McLean, the House adjourned until to-morrow morning at half-past ten o'clock.

FIFTY-FIRST DAY.

House of Representatives, Saturday, Feb. 3d, 1877.

The House met at half-past 10 o'clock, Mr. Speaker Price in the chair, and was opened with prayer by the Rev. Dr. Pritchard, of this city.

The Journal of yesterday was read and approved.

INTRODUCTION OF PETITIONS AND MEMORIALS.

By Mr. Gudger, a petition of a portion of the citizens of the county of Madison, asking the creation of a new county; and

By Mr. Davis of Haywood, a petition from citizens of Haywood county, asking for the formation of a new county, both of which were referred to the committee on cities, towns, counties, &c.

By Mr. Rowland, a petition from certain citizens of Pleasant Grove Baptist Church.

By Mr. Moye, a petition from certain citizens of Pitt county in relation to hunting and fishing on Little Contentnea Creek, &c.

By Mr. Lloyd, a petition from certain citizens of Lillington township, in the county of Pender, against a prohibitory law affecting said township.

By Mr. Clarke of Bladen, a petition from citizens of Bladen county in relation to the sale of spirituous liquors.

By Mr. Quinnerly, a petition from certain citizens of Pitt county; and

By Mr. Henderson, a petition from citizens of Mocksville, asking the prohibition of the sale of spirituous liquors within two miles of the Methodist Episcopal Church of said

town; all of which were referred to the committee on propositions and grievances.

REPORTS OF COMMITTEES.

Mr. Carter of Buncombe, from the judiciary committee, reported on

H. B. 172, a bill to be entitled an Act to amend Battle's Revisal, chapter 17, reducing the terms of the Superior Court in Graham and other counties to a one week term, submitting a substitute, and recommending with the adoption of the substitute that the bill do pass.

H. B. 287, an Act for the better protection of sheep husbandry, was reported on favorably by Mr. Braswell from the committee on agriculture, mechanics and mining.

Mr. Geoffroy, from the committee on engrossed bills, reported the following bills and resolutions as correctly engrossed, which were transmitted to the Senate for concurrence:

H. B. 364, a bill to be entitled an Act to amend Battle's Revisal, chapter 1, being the act in relation to the asylum for deaf mutes and blind persons;

H. B. 398, a bill to be entitled an act to amend section 1, chapter 68, laws of 1874-'75;

H. B. 397, a bill to be entitled an Act to amend section 3, chapter 254, laws of 1870-'71;

H. B. 380, a bill to be entitled an Act to amend chapter 52, section 22, of Battle's Revisal.

H. R. 117, resolution to raise a committee to take into consideration that portion of Gov. Vance's message in relation to the artificial propagation of fish, &c.;

H. R. 89, resolution in relation to the establishment of an Agricultural Bureau.

The following bills and resolutions, reported as correctly enrolled by committee on enrolled bills, were duly ratified by the Speaker of this House:

- S. B. 393, H. B. 390, an Act to change the dividing line between the counties of Brunswick and Columbus.
- H. R. 79, S. R. 344, resolution directing the Public Treasurer to make a demand upon the receiver for construction bondholders of North Carolina railroad for interest on the construction bonds of said railroad owned by the State.
- S. B. 160, H. B. 317, an Act to aid in the construction of the Chester and Lenoir Narrow Gauge railroad and in the construction of the Watauga and Caldwell Narrow Gauge railroad.
- S. B. 235, H. B. 389, an Act to authorize the board of county commissioners of Pasquotank to levy a special tax.
- S. B. 325, H. B. 391, an Act to protect the fishing interest in Contentnea and Black creeks.
- S. B. 229, H. B. 370, an Act to prohibit the sale of spirituous liquors near Salem and Winston, in Forsythe county, and for other purposes.
- S. B. 318, H. B. 347, an Act to allow Milton township, in the county of Caswell, to subscribe \$15,000 in payment of stock in the Milton and Sutherlin Narrow Gauge railroad company.

INTRODUCTION OF RESOLUTIONS.

By Mr. Bagley, a resolution in regard to the House Rules of Order, which was placed on the calendar; and afterwards, by consent.

By Mr. Carter of Buncombe, a resolution directing the Treasurer of the State to pay the expenses of the committee in the Harris investigation case, which was placed on the calendar.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time and referred, as follows:

By Mr. Reynolds, a bill concerning the binding out of apprentices to learn mechanical trades or professions; and

By Mr. Parish, a bill to amend the constitution of the State, both of which were referred to the committee on the judiciary.

By Mr. Clarke of Craven, a bill to incorporate Trent Lodge, No. 2, Independent Order of Mechanics, of the city of Newbern, Craven county; and

By Mr. Henderson, a bill to extend the corporate limits of the town of Salisbury and to amend the charter of the same, both of which were referred to the committee on corporations.

By Mr. Rowland, a bill to prohibit the sale of spirituous liquors within four miles of Pleasant Grove Baptist church, in the county of Robeson.

By Mr. Clark of Bladen, a bill to amend chapter 137, laws of 1873-74; and

By Mr. Moye, a bill concerning the taking of fish in Little Contentnea Creek and Sandy Swamp, all of which were referred to the committee on propositions and grievances.

LEAVE OF ABSENCE

was granted to Mr. McCubbins from Monday until Thursday,

To Mr. Staples for one week from to-day.

To Mr. Gaither until Friday next,

To Mr. Quinnerly until Thursday next, and

To Mr. Hartsell, until Tuesday next.

On motion of Mr. Carter of Buncombe,

H. B. 172, a bill to amend Battle's Revisal, chapter 17, reducing the terms of the Superior Courts in Graham and other counties to one week's term, was taken up on its second reading.

The question was on the bill substituted by the committee, which was adopted; and the bill so substituted passed its several readings and was ordered to be sent to the Senate without engrossment; and it takes its place on the calendar as H. B. 419.

Mr. Singeltary moved to withdraw

H. B. 222, a bill to authorize the commissioners of Greene county to levy a special tax, from the special order calendar, to which it had been assigned, and put it on its third and final reading. The motion prevailed, and the bill passed by the following vote, and was ordered to be engrossed and sent to the Senate for concurrence:

Affirmative—Messrs. Allen, Abbott, Austin, Bagley, Baxter, Bizzell, Bledsoe, Braswell, Bryant, Bryson, Carter of Buncombe, Carter of Hyde, Carter of Warren, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Davis of Haywood, Dillard, Dunlap, Ennis, Ewing, Fennell, Fox, Gaither, Geoffroy, Graves, Gudger, Harrison, Harriss, Henderson, Hood, Horton, Hughes, Johnson of Warren, Kenan, King, Leach, Lindsay, Llyod, M'Brayer, McCubbins, McClure, McRac, Morris, Moye, Ormond, Parish, Peel, Pinnix, Proffitt, Purnell, Quinnerly, Ransom, Reynolds, Rogers, Rose, Rowland, Rush, Ryals, Sams, Scott, Sharpe, Shotwell, Simmons, Singeltary, Simpson, Smith, Stephenson, Todd of Ashe, Vaughan, Winslow, Worth and Yount—73.

Negative-None.

A message was received from the Senate transmitting

S. B. 326, a bill to change the times of holding the Superior Courts in the 10th Judicial District.

On motion of Mr. Vaughan, the rules were suspended to put the bill on its passage, and it passed its several readings and was ordered to be enrolled for ratification.

Mr. Gudger moved to take from the table the motion to reconsider the vote by which H. B. 364, a bill to amend Battle's Revisal, chapter 6, sections 3 and 5, passed its final vote yesterday.

The motion to take from the table prevailed and the reconsideration of the vote on its final passage was had, and a message was ordered to be sent to the Senate asking the recall of the same.

A message was received from the Senate returning the bill, and, on motion of Mr. Gudger, it was recommitted to the committee on the judiciary.

On motion of Mr. Dillard, S. B. 297, H. B. 376, a bill to require sheriffs and tax collectors to make publication of lists of delinquent tax-payers, was put on its several readings.

Upon its passage on its second reading Mr. Austin demanded the yeas and nays.

The call was sustained and the bill passed by the following vote:

Affirmative—Messrs. Abbott, Baxter, Braswell, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Davis of Haywood, Dillard, Dunlap, Ewing, Fox, Geoffroy, Graves, Harriss, Henderson, Horton, Kenan, King, Lloyd, McCubbins, McClure, McRae, Morris, Moye, Ormond, Peel, Proffitt, Quinnerly, Ransom, Reynolds. Rose, Rowland, Rush, Ryals, Sams, Singeltary, Simpson, Smith, Spake, Todd of Ashe, Vaughan, Winslow, Worth and Yount—48.

Negative—Messrs. Allen, Austin, Bagley, Bizzell, Bledsoe, Bryant, Carter of Warren, Ennis, Fennell, Gaither, Harrison, Hood, Johnson of Warren, Johnston of Washington, Leach, M'Brayer, Purnell, Rogers, Scott, Sharpe, Stephenson and Ward of Bertie—22.

Without objection the bill went to its third reading and passed, and was ordered to be enrolled for ratification.

THE SPECIAL ORDER,

Being H. B. 288, a bill to amend section 6, chapter 109, private laws of 1874-'75, an Act to lay out and construct a public road through the counties of Watauga and Caldwell,

was taken up for consideration, and, on motion of Mr. Vaughan, was indefinitely postponed.

Mr. Graves submitted a report from the committee appointed to investigate the charges against J. C. L. Harris, so licitor of the 6th judicial district.

On motion of Mr. Carter of Buncombe, the resolution introduced by him this morning, a resolution instructing the Treasurer of the State to pay the expenses incurred by the committee of investigation in the matter of J. C. L. Harris, solicitor, was put on its passage.

On its passage, on its second reading, Mr. Clarke demanded the ayes and nays. The call was sustained, and the resolu-

tion passed by the following vote:

Affirmative—Messrs. Allen, Abbott, Austin, Bagley, Baxter, Bizzell, Bledsoe, Braswell, Bryant, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Davis of Haywood, Dillard, Dunlap, Ennis, Fennell, Fox, Gaither, Geoffroy, Graves, Harris, Henderson, Horton, Johnston of Washington, Kenan, King, Leach, Lindsay, Lineback, Lloyd, M'Brayer, McCubbins, McClure, McRae, Morris, Moye, Peel, Powell, Proffitt, Purnell, Quinnerly, Ransom, Reynolds, Rose, Rowland, Ryals, Sams, Sharpe, Singeltary, Simpson, Spake, Stephenson, Todd of Ashe, Yaughan, Winslow and Yount—59.

Negative—Messrs. Clarke of Craven, Ewing, Hood, Johnson of Warren, Ormond and Ward of Bertie—6.

And without objection the resolution went to its third reading, and passed, and was ordered to be engrossed and sent to the Senate.

Mr. Clarke of Craven moved to take up a bill introduced by himself this morning, incorporating Trent Lodge No. 2, &c., in the city of Newbern.

On motion of Mr. Rose, bill was referred to the committee on corporations.

THE UNFINISHED BUSINESS

of yesterday,

H. B. 83, a bill providing for the appointment of special tax collectors in certain cases, was resumed, and the bill passed its second reading.

Under a suspension of the rules, the bill was put on its third reading.

Mr. Cooper offered the following amendment: "Provided that the provisions of this Act shall not apply to the counties of Cherokee and Graham."

The amendment was accepted, and on motion of Mr. Kenan further consideration of the bill was postponed until Friday next at 12 o'clock.

On motion of Mr. Carter of Hyde, the House adjourned until Monday at half past 10 o'clock.

FIFTY-SECOND DAY.

House of Representatives, Monday, Feb. 5th, 1877.

The House met at 10½ o'clock and was called to order by Mr. Speaker Price.

The Journal of yesterday was read and approved.

Mr. Lloyd rose to a question of personal privilege in regard to a report of his remarks as appeared in the News newspaper of Sunday morning.

INTRODUCTION OF PETITIONS.

By Mr. Henderson, a petition from citizens of Mt. Ulla 24

township, in the county of Rowan, praying for the prohibition of the sale of liquor within four miles of Back creek. Presbyterian Church, Rowan county.

By Mr. Carter of Buncombe, a petition of Avery's creek township in Buncombe county asking for a law to prohibitthe sale of liquor within 3 miles of Avery's Creek Church, and

By Mr. Fulcher, a petition of citizens of Dare county asking a prohibition law for that county; all of which was referred to the committee on propositions and grievances.

By Mr. Sharpe, a petition from merchants of Statesville-

asking a repeal of the license tax on merchants; and

By Mr. Parish, a memorial of Josiah Turner to the House of Representatives, which Mr. Davis of Haywood, moved to refer to the committee on the Insane Asylum. The motion did not prevail, and the memorial lies over under the rules.

REPORTS OF COMMITTEES.

Mr. Geffroy for committee on engrossed bills reported the following bills and resolutions correctly engrossed, which were transmitted to the Senate for concurrence;

H. R. 123, resolution directing the treasurer of the Stateto pay the expenses of the committee to investigate certain charges against the late solicitor of the 6th judicial district.

H.B. 222, a bill to be entitled an Act to authorize the commissioners of Greene county to levy a special tax.

Mr. Henderson from the committee on corporations reported favorably on

H. B. 423, a bill to extend the corporate limits of the town of Salisbury and to amend the charter of said town.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time and thus referred:

By Mr. Davis of Haywood, a bill to establish a new county by the name of Bragg, and

By Mr. Geoffroy, a bill to extend the limits of Carteret county, so as to embrace a portion of the county of Dare both of which were referred to the committee on cities, towns, townships and counties.

By Mr. Henderson, a bill to prohibit the sale of spirituous liquors within two miles of Back Creek Presbyterian Church in the county of Rowan, and of Oak Grove Church in the county of Surry, both of which were referred to the committee on propositions and grievances.

By Mr. Rowland, a bill to repeal section 20, chapter 61 of Battle's Revisal, which was referred to the committee on agriculture, mechanics and mining; and

By Mr. Vaughan, a bill to make it a misdemeanor to enter upon land and take therefrom Cranberries without the consent of the owners, which was referred to the committee on the Judiciary.

LEAVE OF ABSENCE.

Indefinite leave of absence was granted to Mr. Allen on account of important private business.

Leave was granted to Mr. Richardson for to-day and to-morrow.

CALENDAR.

S. B. 71, a bill to repeal and amend certain sections of chapter 6 Battle's Revisal, was put on its second reading, the question was put on the adoption of the substitute submitted by the committee, and on a division, no quorum voted. A call of the House was had and the following gentlemen answered to their names:

Messrs. Allen, Abbott, Ardrey, Austin, Bagley, Baxter, Bizzell, Bledsoe, Braswell, Bryant, Bryson, Carter of Bun-

combe, Carter of Hyde, Carter of Warren, Clark of Bladen, Cobb, Cooper, Dillard, Davis of Haywood, Dunlap, Ewing, Fagan, Fennell, Fox, Fulcher, Geoffroy, Graves, Harrison, Harriss, Henderson, Hood, Horton, Jarvis, Johnson of Warren, Kenan, King, Lindsay, Lloyd, M'Brayer, McLean, McClure, Morris, Moye, Ormond, Parish, Peel, Powell, Proffitt, Ransom, Reynolds, Rogers, Rose, Rowland, Rush, Ryals, Sams, Scott, Sharpe, Simmons, Simpson, Stephenson, Swaim, Todd of Ashe, Vaughan, Ward of Bertie, White, Winslow and Yount—68.

And the question was again put on the adoption of the amendment, upon which Mr. Ransom demanded the ayes mays, the call was sustained, and the substitute was adopted by the following vote:

Affirmative—Messrs. Abbott, Austin, Baxter, Braswell, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Geoffroy, Graves, Gudger, Harriss, Henderson, Jarvis, Kenan, King, Lindsay, M'Brayer, McLean, McRae, Morris, Moye, Parish, Peel, Proffit, Ransom, Rose Rowland, Ryals, Sams, Sharpe, Spake, Stephenson, Todd of Ashe, Vaughan, Winslow and Yount—45.

Negative—Messrs. Allen, Bagley, Bizzell, Bledsoe, Bryant, Carter of Warren, Ewing, Harrison, Hood, Horton, Johnson of Warren, Johnston of Washington, Lloyd, McClure, Ormond, Powell, Purnell, Rogers, Scott, Simmons, Ward of Bertie and White—21.

Mr. Swaim was excused by the House from voting on the question.

Mr. Horton offered the following amendment:

Amend by inserting before the words "of kindly disposition," the words "married man," and the amendment was accepted. Mr. McBrayer offered the following:

Amend by adding that "none but eunuchs shall be qualified to act as Superintendent."

This amendment was rejected, and the substitute as amended, passed its second reading.

A message was received from the Senate transmitting

S. B. 408, a bill to be entitled an Act to establish county.

S. B. 372, bill to amend chapter 30, Acts of 1873-'74, entitled an Act in relation to foreign insurance companies; and S. B. 263, a bill to amend section 23, chapter 45 of Battle's

Revisal.

They were read the first time and referred

S. B. 408, to the committee on county government;

S. R. 263, to the committee on the judiciary;

S. B. 372, to the committee on insurance.

A message was also received informing the House that the Senate had refused to concur in the Honse amendment to

S. B. 28, H. B. 239, a bill to amend section 2, chapter 8 of Battle's Revisal.

On motion of Mr. Carter of Buncombe, the House receded from its amendment, and the bill was ordered to be enrolled for ratification.

And a message was sent to the Senate informing that body of the action of the House.

A message was also received from the Senate asking concurrence in Senate amendment, to

H. B. 232, S. B. 410, a bill to complete the railroad from Paint Rock to Warm Springs in Madison County.

The question was put upon concurrence and the amendments were agreed to and the bill ordered to be enrolled for ratification.

THE CALENDAR

was resumed and

H. B. 109, a bill to repeal sections 14, 15, 16 and 17, chapter 2, Battle's Revisal, was taken up on its second reading, and on motion of Mr. Todd of Ashe, was recommitted and referred to the committee on the judiciary.

A bill to amend section 10, chapter 105 of Battle's Revisal was put on its second reading.

Mr. Todd of Ashe, offered the following amendment:

"Insert after the words "\$200 to the treasurer of the State, to be retained out of his salary," and the amendment was accepted.

Mr. Cobb offered the following amendment:

"Strike out 20 per cent and insert 10 per cent." "Wherever the same occurs,

And the amendment was rejected.

The question was then put upon the adoption of the substitute presented by the committee and it was adopted, and the question then recurred on the passage of the bill so substituted and amended, on its second reading; the bill passed and, under a suspension of the rules, was put on its third reading and passed, and was ordered to be engrossed and sent to the Senate for concurrence, and takes its place on the calendar as H. B. 435.

H. B. 158, a bill to repeal section 4, chapter 136, cf laws of 1874-75, was put on its second and third readings, and passed, and was ordered to be engressed and sent to the Senate.

HOUSE BILLS ON THIRD READING.

H. B. 367, a bill to amend section 5, chapter 44, private laws of 1874-,75.

H. B. 344, a bill to amend chapter 195, laws of 1874-'75; and

H. B. 340, a bill to amend chapter 161, private laws of 1874-75, were passed and ordered to be engrossed, and sent to the Senate for concurrence.

H. B. 233, a substitute for H. B. 106, a bill authorizing townships, having within their limits, cities of 5,000 inhabitants or upwards, to levy taxes for the support of graded schools, was taken up on its third reading.

Mr. Ransom moved to amend by inserting after "one hundred heads of families," the word "free holders," and the amendment was accepted.

Mr. Clark of Bladen, moved to except Wilmington, and the amendment was accepted.

On motion of Mr. Carter of Hyde, Newbern was excepted.

On motion of Mr. Peel, Goldsboro was excepted.

On motion of Mr. Rose Fayetteville was excepted.

On motion of Mr. Shotwell, the county of Mecklenburg was excepted.

Mr. Austin moved that the Act do not apply to the country of Union, and the amendment was rejected.

Mr. Kenan moved to lay the bill on the table, and on that motion Mr. Bagley demanded the ayes and nays, the call was sustained, and the House refused to table by the following vote.

Affirmative—Messrs. Abbott, Ardrey, Austin, Baxter, Bizzell, Carter of Hyde, Dunlap, Fagan, Fulcher, Geoffroy, Harrriss, Hartsell, Hood, Jarvis, Kenan, M'Brayer, McIver, McClure, Morris, Peel, Powell, Rose, Sharpe, Shotwell and Todd of Ashe—25.

Negative—Messrs. Bagley, Bledsoe, Braswell, Bryant, Bryson, Bunn, Carter of Buncombe, Carter of Warren, Clark of Bladen, Cooper, Davis of Haywood, Ennis, Ewing Fennell, Fox, Graves, Harrison, Henderson, Horton, Johnson of Warren, King, Lindsay, Lloyd, McRae, Moye, Ormond, Parish, Proffitt. Purnell, Ransom, Reynolds, Rogers, Rush, Ryals, Sams, Scott, Simmons, Singeltary, Simpson, Stephenson, Swaim, Vaughan, White, Williamson, Winslow and Yount—47.

Mr. Lloyd moved to reconsider the vote by which the amendment of Mr. Clark of Bladen was adopted, and the motion did not prevail.

Mr. Morris offered the following amendment:

"The same to apply to counties, towns or township, with out regard to population."

The motion was rejected.

Mr. Rose moved to indefinitely postpone the bill.

Mr. Clark of Craven moved to reconsider the vote by which the amendmet of Mr. Carter of Hyde was adopted.

Mr. Todd of Ashe offered the following amendment which was read for the information of the House:

Strike out the word "township" and insert "town or city," in its place.

Strike out "township trustees," and insert "commissioners of said town or city."

Mr. Shotwell offered the following amendment:

"Provided, That the tax thus laid shall not exceed the sum of fifteen hundred dollars per annum."

The amendment was rejected.

The question was then put on the motion of Mr. Rose to indefinitely postpone, and the motion was lost.

The question then recurred on the motion of Mr. Clark of Craven to reconsider the vote by which the amendment of Mr. Carter of Hyde, excepting the city of Newberne from the provisions of the bill was adopted, and the reconsideration was had.

The question was again put upon the adoption of the amendment of Mr. Carter, and it was rejected.

The question then recurred on the passage of the bill on its third reading, and it passed by the following vote and was ordered to be engrossed and sent to the Senate for concurrence:

Affirmative—Messrs. Allen, Abbott, Ardrey, Bagley, Bizzell, Bledsoe, Braswell, Bryant, Bryson, Bunn, Carter of Buncombe, Carter of Warren, Clark of Bladen, Clarke of Craven, Cooper, Davis of Haywood, Dillard, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Geoffroy, Graves, Harrison, Harriss, Henderson, Horton, Johnson of Warren, King, Leach, Lloyd, McIver, McClure, McRae, Moye, Ormond, Parish, Purnell, Ransom, Reynolds, Rogers, Rowland, Rush, Ryals, Sams, Scott, Simmons, Singeltary, Simpson, Stephenson, Swaim, Vaughan, Ward of Bertie, White, Williamson, Winslow and Yount—58.

Negative—Messrs. Austin, Baxter, Carter of Hyde, Hartsell, M'Brayer, Morris, Peel, Sharpe, Shotwell and Todd of Ashe—10.

Mr. Henderson moved to suspend the rules to take up

S. B. 387, H. B. 377, a bill to authorize the town of Warrenton to subscribe to the capital stock of the Warrenton railroad, and the motion to suspend the rules failed for want of a quorum voting.

THE CALENDAR

was resumed and S. B. 387, H. B. 377, the same bill above

described, was put on its second reading and, pending action, gave way to the motion of Mr. Clark of Bladen to adjourn, and the bill goes on the calendar to-morrow as "the unfinished business."

And the House adjourned until to-morrow morning at half-past ten o'clock.

FIFTY-THIRD DAY.

House of Representatives, Tuesday, Feb. 6th, 1877.

The House met at half-past 10 o'clock. Mr. Speaker Price in the chair, and was opened with prayer by the Rev. Dr. Marshall of the city.

The Journal of yesterday was read and approved.

INTRODUCTION OF PETITIONS.

By Mr. Parish, a petition to prohibit the sale of spirituous liquors within two miles of Mount Hermon Baptist Church, in the county of Orange.

Br. Mr. McRae, a petition from citizens of Robeson county, in reference to the sale of spirituous liquors in the vicinity of Piney Grove Church.

By Mr. Pinnix, a petition from citizens of Davidson county, praying for better protection of birds.

By Mr. Dunlap, a petition of certain citizens of Person county, praying for the passage of an Act to prohibit the sale of spirituous liquors within three miles of Union Academy, and

By Mr. Clark of Bladen, a petition from citizens of Bladen

county, asking that the sale of liquor be prohibited within two miles of Beth Car Presbyterian Church, in said county; all of which were referred to the committee on propositions and grievances.

REPURTS OF COMMITTEES.

Mr. Rose, from the judiciary committee, reported on a memorial of S. M. Dunn, submitting a bill and recommending its adoption.

Mr. Graves, from the same committee, made a report on H. B. 77, a bill to be entitled an Act for the incorporation of co-operative building, mutual loan and saving fund associations, submitting a substitute, and recommending with the substitute that the bill do pass.

Mr. Henderson, from the committee on corporations, reported favorably on the following bill:

H. B. 410, a bill to be entitled an Act to incorporate the town of Seaboard;

H. B. 414, a bill to be entitled an Act to amend the Act incorporating the town of Morganton and Acts amendatory of said Act;

S. B. 99, H. B. 417, a bill to be entitled an Act to incorporate Gideon's Relief Brotherhood Lodge, No. 1, of Fayetteville;

S. B. 228, H. B. 392, a bill to be entitled an Act to amend and consolidate the charters of the Great Falls Manufacturing Company, located at Rockingham, in Richmond county, and

S. B. 324, H. B. 406, a bill to be entitled an Act to incorporate the town of Denver, in Lincoln county.

Mr. Vaughan, from the committee on propositions and grievances, reported on

H. B. 60, a bill concerning entries of the public lands, submitting a substitute, and recommending the passage of the bill, with adoption of the substitute.

Mr. Kenan, from the same committee, made a report on S. B. 243, H. B. 297, a bill to be entitled an Act requiring beef cattle carried to the town of Wilmington to be weighed.

Mr. Todd of Ashe, from the committee on corporations, reported on

H. B. 285, a bill to be entitled an Act to amend chapter 218, Acts of 1870-71, entitled an Act to incorporate the Mount Airy and Central Railroad Company, submitting an amendment and recommending with the adoption of the amendment that the bill do pass.

Mr. Rose, from the committee on counties, cities, towns and townships, reported favorably on

H. B. 415, a bill to be entitled an Act to legalize Ivy Hill township, in the county of Haywood.

The following bills, resolutions and amendments, reported as correctly engrossed by committee on engrossed bills, were transmitted to the Senate for concurrence:

H. B. 158, a bill to be entitled an act to repeal section 4, chapter 136, of laws of 1874-'75, giving the county of Pender a member of the General Assembly;

H. B. 340, a bill to be entitled an Act to amend chapter 161, Private Laws of 1874-'75;

H. B. 344, a bill to be entitled an Act to amend chapter 195, laws of 1874-'75;

H. B 367, a bill to be entitled an Act to amend section 5, chapter 44, laws of 1874-75, and

H. B. 233, a bill to be entitled an Act to authorize cities of 5,000 inhabitants and upwards, to levy a tax for the support of graded public schools.

INTRODUCTION OF RESOLUTIONS.

By Mr. Reynolds, a resolution placing all prohibition bills introduced after February 7th, on the private calendar, and to raise a committee to take such bills into consid-

Althorac Arls to make place

eration, and report an omnibus bill at least three days before adjournment sine die.

By Mr. McLean, a resolution of instruction to the committee on finance.

By Mr. Ryals, a resolution in relation to holding night sessions, all of which which were placed on the calendar; and

By Mr. Ryals, a resolution in favor of agriculture, which was referred to the committee on agriculture, mechanics and mining.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time, and referred as follows:

By Mr. McIver, a bill to authorize the Clerk of Superior Courts to administer oaths.

By Mr. Ryals, a bill to collect, digest and compile all the statute laws of the State.

By Mr. King, a bill to punish marriages between the races.

By Mr. Swaim, a bill conferring upon county commissioners power to prohibit the sale of spirituous liquors in certain localities.

By Mr. King, a bill to amend section 11, chapter 33, of Battle's Revisal, concerning the duty of magistrates in criminal proceedings, all of which were referred to the committee on the judiciary.

By Mr. Clark of Bladen, a bill to prohibit the sale of spirituous liquors within two miles of Beth Car Presbyterian Church, in the county of Bladen.

By Mr. Dunlap, a bill to prohibit the sale of spirituous liquors within three miles of Union Academy, in the county of Anson.

By Mr. Parish, a bill to prohibit the sale of spirituous liquors within three miles of Mount Hermon Baptist Church,

in the county of Orange, all of which were referred to the committee on propositions and grievances.

The morning hour having expired,

Mr. Rowland moved that the vote by which H. B. 435, a bill to amend section 10, chapter 105, Battle's Revisal, passed its third reading yesterday, be reconsidered. Reconsideration was had, and,

On motion of Mr. Rowland, the bill was referred to the committee on the judiciary.

On motion of Powell, the unfinished business was suspended to give way to his motion to make S. B. 67, H. B. 407, a bill to provide for the speedy completion of the Western N. C. R. R. the special order, and it was so ordered by the House.

Mr. Worth submitted an amendment, which, with the bill, was referred to the judiciary committee, on motion of Mr. Carter of Buncombe.

THE UNFINISHED BUSINESS.

A bill to authorize the town of Warrenton to subscribe to the capital stock of the Warrenton railroad company was put on its second reading and passed by the following vote:

Affirmative—Messrs. Austin, Bagley, Baxter, Bizzell, Bledsoe, Braswell Bryant, Carter of Buncombe, Carter of Hyde, Carter of Warren, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Crews, Dillard, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Fulcher, Graves, Harrison, Harriss, Hartsell, Henderson, Hood, Horton, Hughes, Jarvis, Johnson of Warren, Johnston of Washington, Kenan, King, Leach, Lloyd, M'Brayer, McIver, McLean, McClure, McRae, Morris, Moseley, Moye, Ormond, Parish, Peel, Pinnix, Powell, Proffitt, Purnell, Ransom, Reynolds, Rogers, Rose, Rowland, Rush, Ryals, Sams, Scott, Sharpe, Simmons, Singeltary, Simpson, Smith, Stephenson, Swaim, Todd of Ashe, Todd

of Wake, Vaughan, Ward of Bertie, White, Williamson Wilson of Transylvania, Winslow and Yount-79.

Negative-Messrs. Bunn and Lindsay-2.

CALBNDAR.

H. R. 77, a resolution in regard to the report of the State Geologist, and

H. R. 113, a resolution of inquiry as to the asylum for the colored insane, were passed over informally on account, of the absence of the introducers.

H. R. 122, a resolution to amend the rules of the House was adopted.

H. R. 96, a resolution to pay the Governor of the State the proceeds arising from the rent of the property known as the Governor's Mansion, was put on its several readings and passed and was ordered to be engrossed and sent to the Senate.

H. R. 106, a resolution authorizing the Engrossing Clerk of the House to employ one assistant, was put on its adoption.

Mr. Austin moved to recommit, and the motion did not prevail.

Mr. Cooper moved to amend by making the date of compensation to begin on January 31st, and the amendment was lost.

The resolution then passed its several readings and was ordered to be engrossed.

H. R. 116, a resolution in relation to the present session of the General Assembly was taken up.

Mr. Pinnix moved to lay the resolution on the table.

The motion was lost.

Mr. Todd of Ashe moved to refer it to the judiciary committee, and that motion was lost.

Mr. McLean moved to indefinitely postpone, and the motion did not prevail.

Mr. Horton submitted an amendment which was read for the information of the House.

Mr. Parish moved that further consideration of the resolution be postponed until Tuesday of next week, and the motion was adopted.

H. R. 119, a resolution asking Congress to repeal the Act taxing State banks, was taken up on its adoption.

Mr. Rose moved its reference to the committee on finance.
Mr. Bagley moved to indefinitely postpone, and on that
motion demanded the yeas and nays.

The call was sustained, and the House refused to postpone by the following vote:

Affirmative—Messrs. Bagley, Bryant, Bunn, Carter of Warren, Cobb, Crews, Ewing, Harrison, Johnson of Warren, Lloyd, Ormond, Purnell, Reynolds, Rogers, Simmons, White, Williamson and Winslow—19.

Negative—Messrs. Abbott, Ardrey, Bizzell, Braswell, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Clarke of Craven, Davis of Haywood, Dunlap, Ennis, Fagan, Fox, Fulcher, Graves, Harriss, Hartsell, Henderson, Horton, Hughes, Jarvis, Kenan, King, Leach, M'Brayer, McIver, McClure, McRae, Moring, Morris, Mosely, Moye, Parish, Peel, Pinnix, Proffitt, Ransom, Rose, Rowland, Rush, Russell, Ryals, Sams, Sharpe, Singeltary, Simpson, Smith, Stephenson, Swaim, Todd of Ashe, Vaughan and Wilson of Transylvania—54.

The question then recurred on the motion of Mr. Rose, which prevailed, and the resolution was referred to the committee on finance.

H. R. 121, a resolution in regard to the right of H. A. Gudger to a seat in this House was taken up.

Mr. Todd of Ashe moved that it be referred to the committee on propositions and grievances.

Mr. Bagley moved its reference to the committee on privileges and elections.

Without action on either motion the resolution was passed over informally, on motion of Mr. Scott.

H. B. 174, a bill to amend section 5, chapter 105, Battle's Revisal, on motion of Mr. M'Brayer, was laid on the table.

H. B. 287, a bill for the better protection of sheep husbandry, was taken up on its second reading.

Mr. Ransom moved to strike out "dogs" and insert " wolves."

Mr. Dillard offered an amendment which the Speaker declared out of order.

Mr. Ormond offered a proviso by way of an amendment, that the Act shall not apply to the county of Greene.

Mr. Parish offered the following amendment:

" Provided, That one dog for each family shall be exempted from the operations of this act."

Without action on the amendments,

On motion of Mr. Parish, the bill was referred to the committee on the judiciary.

Mr. Williamson moved that a resolution introduced by him some weeks since and made the special order for Thursday, February 8th, without hour, be made special order for 12 o'clock, and it was so ordered by the House.

On motion of Mr. Hughes, the vote by which H. B. 238, a bill for the better protection of sheep husbandry was laid on the table, was reconsidered.

On further motion the bill was ordered to be referred to the committee on the judiciary.

H. B. 308, a bill to confer upon mayors of cities and towns the criminal jurisdiction of justices of the peace, was put upon its second reading and passed.

Upon a motion made to suspend the rules to put the bill on its third reading no quorum voted, and

On motion of Mr. Henderson, a call of the House was had, and the following gentlemen answered to their names:

Messrs. Abbott, Austin, Bagley, Baxter, Bizzell, Bledsoe, Braswell, Bryant, Bryson, Carter of Buncombe, Carter of Hyde, Carter of Warren, Clark of Bladen, Clark of Craven, Cobb, Cooper, Davis of Haywood, Dillard, Dunlap, Ennis, Ewing, Fennell, Fox, Fulcher, Geoffroy, Graves, Gudger, Harrison, Harriss, Hartsell, Henderson, Hood, Horton, Hughes, Johnson of Warren, Kenan, King, Leach, Lindsay, Lloyd, M'Brayer, McCubbins, McClure, Morris, Moye, Ormond, Parish, Peel, Pinnix, Proffitt, Purnell, Quinnerly, Ransom, Reynolds, Rogers, Rose, Rowland, Rush, Ryals, Sams, Scott, Sharpe, Simmons, Singeltary, Simpson, Smith, Stephenson, Todd of Ashe, Vaughar, Winslow, Worth and Yount.

Mr. Bledsoe offered the following amendment:

Strike out the words "shall be co-extensive with the county in which such county or town are situated,"

Mr. King offered the following proviso:

"Provided, That all fines and penalties collected under this act shall be paid into the county school fund."

Mr. Morris moved to exclude towns in Gaston county from the provisions of this act.

Mr. Purnell moved to amend by striking out so much as makes the violation of a city ordinance a misdemeanor.

Mr. M'Brayer moved that the act shall not apply to any town in Cleveland and Greene, which was accepted.

Mr. Williamson moved to except corporate towns in the county of Franklin.

Mr. Reynolds moved to except towns in the county of Halifax.

Mr. Carter moved to except towns in the county of Warren.

Mr. Simmons moved to except the city of Newbern.

On the passage of the bill, Mr. Henderson called the previous question.

The call was not sustained, and,

On motion of Mr. M'Brayer, the bill was laid on the table.

A message was received from the Senate informing the House that the Senate had concurred in the House amendments to S. B. 310, H. B. 349, a bill to legalize the Reddies River township, in Wilkes county, and had ordered the same to be enrolled for ratification.

Mr. McLean moved to enter a motion to reconsiler the vote by which S. B. 71, a bill to repeal and amend certain sections of chapter 6, of Battle's Revisal, and make that motion the special order for 12 o'clock on Saturday, February 10th, and it was so ordered by the House.

On motion of Mr. Bledsoc, the motion to reconsider was laid on the table.

On motion of Mr. Curter of Buncombe, the rules were suspended, and H. B. 403, a bill concerning the subscription of Buncombe county to the Spartanburg and Asheville railroad, was put on its several readings, passed and was ordered to be engrossed and sent to the Senate.

Mr. Parish moved to take up a bill introduced by himself during the morning session to prohibit the sale of spirituous liquors within two miles of Mount Hermon Baptist Church, in the county of Orange, to put it on its several readings.

On motion of Mr. Vaughar, the bill was referred to the committee on propositions and grievances.

A message was received from the Senate transmitting

S. B. 132, a bill to incorporate Alligator Lodge, No. 78, I. O. O. F., of North Carolina;

S. B. 273, a bill in relation to the sale of liquor near Cedar Creek Church, in Anson county;

S. R. 38, resolution in favor of G. W. and B. K. Dickey;

S. B, 227, a bill to prohibit the sale of spirituous liquors within two miles of McKendree's Chapel, Iredell county;

S. B. 249, a bill to prohibit the sale of spirituous liquors within two miles of certain churches in Granville county;

S. B. 230, a bill to prohibit the sale of spirituous liquors within two miles of Morrow's Chapel Colored Methodist Church, in Iredell county, and

S. B. 220, a bill to amend the charter of the town of Salem, in Forsythe county. They were read the first time and referred as follows: S. Bills 230, 227, 273 and 249 to committee on propositions and grievances, and S. Bills 132 and 220 were referred to committee on corporations.

H. B. 345, a bill to incorporate the town of Gatesville, in the county of Gates, was put on its third reading, passed by the following vote, and was ordered to be engrossed and sent to the Senate:

Affirmative—Messrs. Abbott, Ardrey, Austin, Aycock, Baxter, Bizzell, Bledsoe, Braswell, Bryant, Bryson, Bunn, Carter of Buncombe, Carter of Hyde, Carter of Warren. Clark of Bladen, Clarke of Craven, Cobb, Cooper, Davis of Haywood, Dillard, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Fulcher, Geoffroy, Graves, Harrison, Hartsell, Henderson, Hood, Horton, Hughes, Johnson of Warren, Johnston of Washington, Kenan, King Leach, Lindsay, Lloyd, MeBrayer, McIver, McLean, McRae, Morris, Moseley, Moye, Ormond, Parish, Peel, Pinnix, Powell, Proffitt, Rusom, Reynolds, Rogers, Rose, Rowland, Ryals, Sams, Scott, Sharpe, Singeltary, Simpson, Smith, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Vanghan, Ward of Bertie, White, Williamson, Wilson of Transylvania, Winslow, Worth and Yount—79.

Negative-Messrs. Bagley, Crews and Purnell-3.

The tellers to superintend the election for Trustees of the University, made the following report:

The following is the statement of the vote for Trustees of the University of North Carolina:

To fill the vacancy caused by the death of Hon. W. A. Graham, John W. Graham received 126 votes.

To fill the vacancy caused by death of J. D. Hyman, J. L. Robinson received 108 votes.

To fill the place of E. Jones, G. W. Folk received 100 votes.

To fill the place of J. H. Walkup, T S Ashe received 102 votes.

M. H. Pinnix	received	3 votes.	
Bryan Grimes	6.	2 "	
D. L. Russell	"	5 "	
O. H. Dockery	"	2 "	
M. McGehee	66	3 "	District of
Geo. Green		2 "	
Thomas Sparrow	44	1 "	
G. B. Foote	"	1 "	
Adam Empie	46	1 "	
To fill regular terr	m the vot	e stood	as follows.

Adam Emple		1	
To fill regular te	erm the v	rote	stood
J. S. Amis	received	97	votes.
C. B. Hassell	"	91	46
W. H. Day	- 44	92	44
Gorney George	"	92	""
P. B. Means	46	92	**
Julian S. Carr	"	98	60
J. H. Sharke	"	92	46
W. E. Hill	"	93	• 6
W. H. Johnston	"	89	66
M. McGehee	44	72	"
W. J. Ewing	66	70	"
M. H. Pinnix	"	72	44
Chas. Price	"	75	"
J. S. Henderson	44	69	44
L. R. McAvoy	"	68	4.6
R. McBrayer	66	67	66

D. M. Carter	received	26 0	nine.
W. L. Saunders	"	25	"
D. S. Reid	66	25	"
Thomas Sparrow	. "	24	66
D. A. Long	44	25	66
Wm. Johnston		25	"
J. I. Scales	46	26	66
A. C. Avery	44	21	66
J. D. Cameron	66	2	46
R. B. Vance	46	2	66
Geo. Green	66	5	66
J. W. Harper	۲,	1	66
G. A. Foote	"	2	"
W. J. Pope	-66	1	- 66
J. E. Simpson	44	2	44
T. L. Hargrove	66	2	44
W. A. Darden	46	2	44
J. L. Johnston		1	66
Adam Empie	66	1	66
J. H. Harris	"	1	"
R. C. Badger		1	66
O. H. Dockery	"	3	66
Dr. T. J. Moore	66	1	"
H. B. Short	۲,	1	"
C. M. D. Humph	PON 66	1	"
W. J. Devane	irey "	1	"
W. L. Smith	66	1	46
R. W. Wynne	"	1	66
M. S. Robins	44	1	"
J. D. Stanford	46	1	"
James Wilson	"	1	46
John Norfleet	"	1	66
W. W. Dunn	66	1	64
W. C. Fields	46	1	66
W. W. King	66	1	66
E. J. Lilly	"	1	"
I. o. Imily		1	

R. P. Buxton W. J. Clarke received 1 vote.

W. E. CLARK,
E. L. VAUGHAN,
Tellers for the House.
H. C. DOCKERY,
J. D. STANLORD,
Tellers for the Senate.

And the Speaker of the House then declared the following gentlemen duly elected Trustees of the University:

John W. Graham, Jas. L. Robinson, G. N. Folk, Thos. S. Ashe, J. S. Amis, C. B. Hassell, W. H. Dav, P. B. Means, Julian S. Carr. J. H. Thorpe, W. E. Hill, Forney George, W. H. Johnston, M. McGehee, W. J. Ewing, M. H. Pinnix. Charles Price. J. S. Henderson, L. R. McAvoy, R. McBraver.

The Speaker announced the following gentlemen as composing the House branch of the joint committee of enquiry into the lease of the North Carolina Railroad: Messrs. Staples, Richardson and Bagley, and a message was sent to the Senate communicating said appointment.

On motion of Mr. Todd of Ashe, the resolution introduced this morning by Mr. Ryals, in regard to night sessions, was taken up, and, on motion of Mr. Todd of Ashe, was laid on the table.

On motion of Mr. Johnston of Washington, the House adjourned until half-past ten o'clock to-morrow morning.

FIFTY-FOURTH DAY.

House of Representatives, Wednesday, Feb. 7th, 1877.

The House met at $10\frac{1}{2}$ o'clock and was called to order by Mr. Speaker Price.

The Journal of yesterday was read and approved.

INTRODUCTION OF PETITIONS.

By Mr. King, a petition of certain citizens of Stokes county asking the prohibition of the sale of liquor within turee miles of Danbury during the ssesion of courts.

By Mr. Baxter, a petition from a portion of the citizens of Currituck county, praying the enactment of a law prohibiting the sale of spirituous liquors in certain localities.

By Mr. Ardrey, a petition of certain citizens of Mecklenburg county, asking that the sale of intoxicating liquors be prohibited within three miles of Arlington Church and school-house in said county.

By Mr. Vaughan, a petition of citizens of Alleghany county, praying the Legislature to pass a law to lay out and construct a public road from Little River Church to the top of the mountain in said county.

By Mr. Fulcher, a petition from citizens of Dare county asking for the establishment of a voting precinct at Stump Point in Croatan township.

By Mr. Lloyd, a petition from citizens of Columbia township, Pender county, favoring the removal of the county seat, by leaving the question to the qualified voters of said county.

By Mr. McBrayer, a petition of certain citizens of Shelby, in the county of Cleaveland, asking for the repeal or modification of chapter 13, laws of 1873-74, prohibiting the sale of intoxicating liquors within two miles of the courthouse at Shelby, all of which were referred to the committee on propositions and grievances.

And subsequently by consent,

By Mr. Rowland, a petition, from the American Iron and Steel Company, and Delaware Car Wheel Company, and

By Mr. Rowland, a petition from owners of mineral property on Deep River, in Chatham county.

By Mr. Rose, a petition from certain citizens of Fayetteville regarding the sale of liquors.

By Mr. Cooper, a petition from citizens of Graham county asking the prohibition of the sale of liquors within five miles of Robinsville Court-house in said County.

By Mr. Cooper, a petition of citizens of Cherokee county, asking that the Hiawassee river in said county be declared a lawful fence, all of which were referred to the above named committee; and

By Mr. Davis of Lenoir, a petition from colored citizens of Lenoir, in relation to the colonization scheme embraced in H. R. 58, which on motion of Mr. Davis of Lenoir, was ordered to accompany the said resolution, named as the special order for 12 o'clock to-morrow.

REPORTS OF COMMITTEES.

Mr. Leach from the joint standing committee on the In-

stitution for the Deaf, Dumb and Blind, made a report and submitteed a bill, for the support of North Carolina Institutes of the Deaf Dumb and Blind for the year 1877 and 1878.

Mr. Graves from the judiciary committee reported unfavorably on

H. B. 133, a bill to be entitled an Act in relation to the Albemarle and Chesapeake Canal Company.

Mr. Ardrey from the committee on counties, cities, towns and townships, reported favorably on

H. B. 429, a bill to extend the limits of Carteret county, so as to embrace a portion of the county of Craven; and also on

H. B. 366, a bill to be entitled an Act to establish the boundary line between the counties of Hyde and Tyrrell, submitting an amendment, and recommending with the adoption of the amendment that the bill do pass.

Mr. Hughes, from the committee on counties, cities, towns and townships, reported unfavorably on

II. B. 428, an Act to be entitled an Act to establish a new county by the name of Bragg.

Mr. Geoffroy, for committee on engrossed bills, reported the following bills and resolutions, as correctly engrossed, which were transmitted to the Senate for concurrence:

H. R. 96, resolution to pay the Governor of the State the proceeds arising from the rept of the property known as the Governor's Mansion.

II. R. 106, resolution authorizing the engrossing clerk of the House to employ one assistant.

H. B. 403, a bill to be entitled an Act concerning the subscription of Buncombe county to the Spartanburg and Asheville Railroad.

H. B. 345, a bill to be entitled an Act to incorporate the town of Gatesville, in the county of Gates.

The following bills and resolutions reported as correctly enrolled by committee on enrolled bills, were duly ratified

by the Speaker of this House.

H. B. 230, S. B. 308, an Act to amend chapter 131, laws of 1874'75 relative to the charter of Kinston.

H. B. 232, S. B. 410, an act for the completion of the railroad from Paint Rock to Warm Springs in Madison county.

H. B. 185, S. B. 205, an Act for the relief of the tax payers of Wake county.

H. B. 190, S. B. 267, an Act to prohibit the sale of intoxicating liquors within two miles of Waynesville Academy, in the county of Haywood.

S. B.3 26, H. B. 427, an Act to change the time of holding the Superior Courts in the 10th judicial district.

S. B. 297, H. B. 376, an Act to require sheriff's and tax collectors to make publication of lists of delinquent tax-payers.

S. B. 172. H. B. 303, an Act to amend the charter of the city of Newbern.

S. B. 28, H. B. 239, an Act to amend section 2, chapter 18, Battle's Revisal.

H. B. 393, S. B, 468, an Act to empower the commissioners of Chatham county to appoint a tax collector to collect arrears of taxes.

S. B. 313, H. B. 394, an Act to legalize Reddie's river township, in Wilkes county.

H. B. 385. S. B. 467, an Act to incorporate the Bynum Manufacturing Company in the county of Chatham.

INTRODUCTION OF RESOLUTIONS.

By Mr. Hill, a resolution of instruction to our Senators and Representatives in Congress concerning the Freedman's Savings Bank Company, which was placed on the calendar.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time, and referred as follows:

By Mr. Horton, a bill to amend chapter 152, public laws of 1874-775; and

By Mr. Moring, a bill to authorize the commissioners of Chatham County, to levy a special tax, both of which were referred to the committee on the judicary.

By Mr. King, a bill to protect deer between the 15th of January, and the 15th of September, in the counties of Stokes, Forsyth, Surry, Wilkes, Yadkin and Rockingham.

By Mr. Ardrey, a bill to prohibit the sale of intoxicating liquors within three miles of Arlington Church and school house, in Clear Creek township, in the county of Mecklenburg.

By Mr. Cooper, a bill to prohibit the sale of liquors within five miles of the Court-house of Robinsville, in the county of Graham.

By Mr. Leach, a bill to repeal section 3, chapter 65, Battle's Revisal, that requires each justice of the peace as often as he has filled his docket, &c.

By Mr. Fulcher, a bill to establish two voting precincts in Dare county.

By Mr. Yount, a bill to remove obstructions from, and to provide for, the passage and propagation of fish in the Catawba river

By Mr. McBrayer, a bill to submit to the qualified voters of the town of Shelby, in the county of Cleveland, the question of prohibition or no prohibition. All of whice was referred to the committee on propositions and grievances.

By Mr. Davis of Lenoir, a bill to incorporate LaGrange Lodge, I. O. O. F., in the county of Lenoir.

By Mr. Clarke of Craven, a bill to incorporate the town

of Vanceboro, in the county of Craven; both of which were referred to the committee on corporations.

By Mr. Fennell, a bill in relation to the Board of Public Charities, which was placed on the calendar.

Mr. Speaker Price was announced as detained from his seat in the House by sickness.

CALENDAR.

S. B. 99, H. B. 417, a bill to incorporate Gideon's Relief Brotherhood Lodge, No. 1, of Fayetteville, was put on its second reading and passed.

S. B. 197, H. B. 294, a bill to repeal chapter 39, of Battle's Revisal, and chapter 112, laws of 1874-'75, and to reenact chapter 40, Revised Code, was put on its second reading and failed to pass.

On motion of Mr. Rose, the vote by which the bill failed to pass was reconsidered, and the bill was passed over informally.

S. B. 228, H. B. 392, a bill to amend and consolidate the charters of the Great Falls Manufacturing Company, located at Rockingham, Richmond county, was put on its second reading and passed.

A message was received from the Senate transmitting two bills returned for correct engrossment.

A message was transmitted to the Senate returning the said bills with the information that after re-examination by the House committee on engrossed bills, no error was found.

THE CALENDAR RESUMED.

H. R. 77, a resolution in relation to the report of the State Geologist, was put on its second reading and passed, and, under a suspension of the rules, was put on its third reading.

Mr. Vaughan offered the following amendment:

"Provided, That the money received from the sale of the reports shall be paid by the Geologist into the State Treasury."

The amendment was accepted and the resolution, as amended, passed its third reading and was ordered to be engrossed and sent to the Senate.

H. R. 113, a resolution of inquiry as to the Asylum for the colored insane, was adopted.

S. B. 243, H. B. 297, a bill requiring beef eattle carried to the town of Wilmington to be weighed, was put on its second reading.

The amendment submitted by the committee was adopted.

Mr. Lloyd moved to postpone the further consideration
of the bill until Monday.

The motion did not prevail, and the bill, as amended, passed its second reading.

A message was received from the Senate transmitting

S. R. 221, a bill to consolidate and revise the charter of the town of Winston and the amendments thereto;

S. B. 339, a bill to repeal chapter 117, laws of 1874-'75.

S. B. 334, a bill to define punishment;

S. B. 285, a bill to provide a special commission for the county of Craven;

S. R. 287, a resolution in favor of the colored race;

S. R 295, a resolution of instruction to the Keeper of the Capitol;

Senate amendments to H. R. 87, S. R. 307, a resolution relative to carpeting the office of Principal Clerk of the House of Representatives:

Senate amendments to H. B. 309, S. B. 207, a bill to amend Battle's Revisal, chapter 114, section 26;

Senate amendments to H. B. 318, S. B. 347, a bill to incorporate the town of Griffinsville, in Union county;

Senate amendment to H. B. 335, S. B. 352, a bill to re-

quire Clerks and Registers of Deeds to provide and keep indexes:

Senate amendments to H. B. 213, S. B. 276, a bill to require the Secretary of State to perfects grants.

They were read the first time and referred as follows: Senate bi ls 285, 329 and 334, to the committee on the judiciary; S. B. 221, to the committee on corporations; Senate resolution 295, to the committee on public buildings and grounds, and Senate resolution 287 to the committee on propositions and grievances.

On motion of Mr. McLean, H. B. 71, a bill to repeal and amend certain sections of chapter 6, Battle's Revisal, was taken up on its third reading.

Mr. McGehee moved to defer the consideration of the bill until Friday, but after a discussion on that motion withdrew it, and the question was on the passage of the bill on its third reading.

Mr. McLean renewed the motion of Mr. McGehee.

Mr. Ransom moved to amend that motion by making the bill the special order for Friday at 11 o'clock, including an order to print. The amendment was accepted and made the order of the house.

Mr. Hill moved suspension of the rules, to put on its adoption, a resolution introduced by himself during the morning session, a resolution of instruction to our Senators and Repsentatives in Congress concerning the Freedman's Savings Bank Company, the rules were suspended and the resolution was adopted, and ordered to be engrossed and sent to the Senate.

THE CALENDAR.

was resumed,

S. B. 259, H. B. 358, a bill to incorporate the Biddle University, was put on its second reading, and under a suspen-

sion of the rules, was put on its third reading, and passed, and was ordered to be enrolled for ratification.

S B. 387, H. B. 377, a bill to authorize the town of Warrenton to subscribe to the capital stock of the Warrenton Railroad Company, was put on its 3rd reading and passed by the following vote, and was ordered to be enrolled for ratification:

Affirmative—Messrs. Ardrey, Austin, Bagley, Baxter, Bizzell, Bledsoe, Braswell Brown, Bryant, Bryson, Bunn, Carter of Buncombe, Carter of Hyde, Clarke of Bladen, Clark of Craven, Cobb, Cooper, Crews, Davis of Haywood, Davis of Lenoir, Dillard, Duggan, Dunlap, Ewing, Fagan, Fennell, Fox, Fulcher, Geoffroy, Graves, Hartsell, Henderson, Horton, Hughes, Jarvis, Johnson of Warren, Johntson, of Washington, King, Leach, Lineback, Lloyd, M'Brayer, McGehee, McIver, McLean, McClure, Moring, Morris, Moseley, Ormond, Parish, Peel, Pinnix, Proffitt, Ransom, Reynolds, Rose, Rowland, Rush, Ryals, Sams, Sharpe, Simmons, Singeltary, Simpson, Smith, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Vaughan Ward of Bertie, White, Williamson, Wilson of Burke, Wilson of Transylvania, Winslow, Worth and Yount—80.

Negative-None.

The House went into Committee of the whole on the machinery bill, Mr. Pinnix in the chair.

The committee rose, reported progress, and asked leave to sit again at half-past 12 to-morrow, and leave was granted.

A message was received from the Senate transmitting unengrossed S. R. 41, a resolution on the subject of asylums, in favor of raising a joint committee, and the resolution was placed on the colendar.

On motion of Mr. Bagley, the House adjourned until tomorrow at half-past ten o'clock.

FIFTY-FIFTH DAY.

House of Representatives, Thursday, Feb. 8th, 1877.

The House met at 10½ o'clock and was called to order by Mr. Speaker Price.

The Journal of yesterday was read and approved.

INTRODUCTION OF PETITIONS.

By Mr. McBrayer, a petition from certain citizens of the town of Shelby, Cleveland county, in regard to the sale of liquors in said town, referred to the committee on propositions and grievances.

By Mr. Bunn, a petition from citizens of Nash county and by the same, a petition from citizens of Edgecombe and Nash coun ies, both in relation to the subject of colonization; lies over under the rules.

By Mr. Williamson, a petition from citizens of Franklin county, asking the passage of the resolution now before the House looking to colonization. Calendar.

By Mr. Hartsell, a petition from citizens of Stanley councounty, asking that the sale of spirituous liquors be prohibited within two miles of Flat Rock Church, in said county, which was referred to committee on propositions and grievances.

By Mr, White, three petitions from the colored citizens of Granville county, on the same subject, which were placed on the calendar.

By Mr. Rogers, a petition from the colored citizens of Granville county, on the same subject. Calendar.

By Mr. Hood, a petition from two citizens of Henderson county; and

By Mr. Ardrey, a petition from citizens of Mecklenburg

county, asking that the sale of intoxicating liquors be prohibited within three miles of Philadelphia Presbyterian Church, in said county, which was referred to the committee on propositions and grievances.

By Mr. Reynolds, a petition from colored citizens of Littleton township, Halifax county, which was placed upon the calendar; and subsequently by consent,

By Mr. Duggan, a memorial from the members of the-Bar of Edgecombe county, which was referred to the Judiciary committee; and

By Mr. McGehee, a petition from certain citizens of Granville county, asking the prohibition of the sale of spirituousliquors within two miles Mount Zion Church, in said county, which was referred to committee on propositions and grievances.

REPORTS OF COMMITTEES.

Mr. Moring, from the committee on the judiciary reported favorably on

H. B. 452, a bill to authorize the commissioners of Chatham county, to levy a special tax.

Mr. Moring from the committee on county government, reported on

S. B. 408, H. B. 434, a bill to establish county government, with an amendment recommending the passage of the bill, with the adoption of the amendment.

Mr. Clarke of Craven from the same committee submitted a minority report on the same bill.

Mr. Graves, from the committee on county government, reported uufavorably on

H. B. 198, a bill to establish county governments;

H. B. 168, a bill relating to county government, changing the provisions of sections 1 and 5, of article VII, on municipal corporations: and

H. B. 293, a bill to modify article VII of the constitution of the State, in relation to county government.

Mr. Kenan, from committee on propositions and grievances, reported favorably

H. B. 453, a bill to protect deer between the 10th of January and the 12th of September, in the counties of Stokes, Forsythe, Surry, Wi kes, Yadkin and Rockingham; unfavorably on

H. B. 457, a bill to establish the voting precincts in Dare county; and

H. B. 456, a bill to repeal section 7, chapter 63, Battle's Revisal, which requires each justice of the peace, as often as he has filled his docket, should file the same with the clerk of the Superior Courts, for his county, with the recommendation that it be referred to the judiciary committee.

Mr. Bagley, from the committee on the judiciary, reported favorably on

H. B. 436, a bill to authorize the clerk of the Superior Court to administer oaths.

Mr. Wilson of Burke, reported favorably on

H. B. 220, a bill to authorize the board of commissioners of Bladen county, to appoint a tax collector.

Mr. Geoffroy, for the committee on engrossed bills, reported the following as correctly engrossed, which were transmitted to the Senate for concurrence.

H. R. 77, resolution in regard to report of State Geologist.

H. R. 129, resolution of instruction to our Senators and Representatives in Congress concerning the Freedman's Savings Bank.

H. B. 386, a bill to authorize the commissioners of Chowan county, to levy a special tax, and

H. B. 371, a bill to authorize the commissioners of Person county to levy a special tax.

INTRODUCTION OF RESOLUTIONS.

By Mr. Ewing, a resolution in relation to the Confederate

Cemetery, which was referred to the committee on finance.

INTRODUCTION OF BILLS.

The following bitls were introduced, read the first time and referred as follows:

By Mr. Ardrey, a bill to prohibit the sale of intoxicating liquors, within three miles of Philadelphia Presbyterian Church, in the county of Mecklenburg.

By Mr. Spake, a bill to prevent the sale of intoxicating liquors within two miles of Savannah Baptist Church, in Jackson county; and

By Mr. Hood, a bill in relation to the Howard Gap Turnpike Company, and to repeal an act relating to said company, all of which were referred to the committee on propositions and grievances.

By Mr. Fennell, a bill for the protection and encouragement of sheep husbandry, referred to committee on agriculture.

By Mr. Fulcher, a bill to authorize the register of feeds in Dare county, to transcribe deeds, and other papers in the counties of Hyde, Tyrrell, and Currituck counties relating to the county of Dare, and

By Mr. Rush, a bill to provide for the comfort of jurors in certain cases, referred to committee on judiciary.

A message was received from the Governor.

Mr. Vaughan moved that it be printed.

Mr. Bagley moved to amend the motion, that the message be transmitted to the Senate with a proposition to print, the amendment was accepted, and as so amended was adopted, and a message was sent to the Senate transmitting the same with the proposition of the House.

On motion of Mr. Leach, the rules were suspended to take up the report made yesterday, by the committee on the Asylum, for the Deaf, Dumb and Blind, in order to submit a proposition to print, and the House ordered the report to be

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printed, together with a bill submitted by the committee,

based upon said report.

On motion of Mr. Carter of Hyde, H. B. 366, a bill to establish the boundary line between the counties of Hyde and Tyrrell, was withdrawn from the calendar, and recommitted to committee on cities, towns, counties, &c.

Mr. Roberts moved to take up S. B. 408, a bill on county government, reported back this morning by committee, in order to put it upon its reading, and the motion did not prevail.

A message was receive from the Senate transmitting,

S. B. 373, a bill to prevent embezzlement by persons in fiduciary positions.

S. B. 390, a bill to incorporate the town of Hickory, in the county of Catawba.

S. B. 342, a bill to make fraudulent appropriation of property by bailee embezzlement.

S. B. 374, a bill to prevent injuries to railroads and canals.

S. B. 339, a bill for the relief of the Hon. R. H. Cannon.

S. R. 512, a resolution for the relief of the Hon, R. H. Cannon, now riding the 1st judicial district.

Senate amendments to H. R. 100, S. R. 397, a resolution in regard to the Governor's Mansion; and

Senate substitute for H. B. 282, S. B. 382, a bill to change the day of sale; they were read the first time, and referred as follows: S. B. 373 and 342, and Senate substitute for H. B. 282, to committee on judiciary; S. B. 291, and S. B. 339, to committee on propositions and grievances; S. B. 390, to committee on corporations; S. B. 374, to committee on railroads, etc.; S. R. 502, to committee on propositions and grievances; and Senate amendments to H. R. 100, to committee on public buildings and grounds.

The following bills were acted on under a suspension of the rules:

S. B. 99, H. B. 417, a bill to incorporate Gideon's Relief

Brotherhood Lodge, No. 1, of Fayetteville, on motion of Mr. Rose, was put on its third reading, passed, and was ordered to be enrolled for ratification.

H. B. 378, a bill to repeal chapter 27, Private Laws of 1874–'75, on motion of Mr. McIver, was put on its several readings, passed, was ordered to be engrossed and transmitted to the Senate.

H. B. 415, a bill to legalize Ivy Hill township, in the county of Haywood, on motion of Mr. Davis of Haywood, was put on its several readings, passed, and was ordered to be engrossed and transmitted to the Senate.

Mr. Moring moved to suspend the rules to take up S. B. 408, the bill on county governments, in order to make a motion to print.

The rules were suspended, and the order to print was made, and

On motion of Mr. Reynolds, the minority report was ordered to be printed.

A motion made by Mr. Wilson of New Hanover, to print 250 copies, was lost.

Mr. Moye asked leave to withdraw from the committee, H. B. 426, a bill concerning the taking of fish in Little Contentnea Creek and Sandy Swamp, and leave was granted

On motion of Mr. Rowland, H. B. 220, a bill to authorize and empower the commissioners of Bladen county to appoint a tax collector for said county, was put on its several readings, passed, and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Ransom, S. R. 41, H. R. 132, a resolution on the subject of asylums and in favor of raising a joint committee, was put on its adoption.

Mr. Richardson moved to amend by requiring said committee to include Wilmington in its inquiry.

The amendment was accepted and the resolution, as amended, was adopted and ordered to be returned to the Senate with engrossed amendment.

H. B. 452, a bill to authorize the commissioners of Chatham county to levy a special tax, on motion of Mr. Moring, was put upon its second reading and passed by the following vote:

Affirmntive-Messrs. Abbott, Ardrey, Austin, Aycock, Bagley Baxter, Beam, Bledsoe, Braswell Brown, Bryant, Bryson, Carter of Buncombe, Carter of Hyde, Carter of Warren, Clark of Bladen, Clarke of Craven, Cobb, Cooper, 'Crews, Davis of Haywood, Davis of Lenoir, Dillard, Duggan, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Fulcher, Geoffroy, Graves, Harrison, Harriss, Hartsell, Henderson, Hill, Hood, Horton, Jarvis, Johnson of Warren, Johnston of Washington, Kenan, King, Leach, Lindsay, Lineback, Lloyd, M'Brayer, McCubbins, McIver, McClure, McRae, Moring, Morris, Moseley, Moye, Ormond, Parish, Pinnix, Powell, Proffitt, Ransom, Reynolds, Rose, Rowland, Rush, Ryals, Sams, Scott, Sharpe, Singeltary, Simpson, Smith, Spake, Stephenson, Swaim, Todd of Ashe, Ward of Bertie, White, Williamson, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow, Worth and Yount -87.

Negative-Mr. Bunn.

H. B. 453, a bill to protect deer between the 15th of January and 12th of Semptember, in the counties of Stokes, Forsyth, Surry, Wilkes, Yadkin and Rockingham counties, on motion of Mr. King, was put on its several readings.

Mr. Ormond, moved to amend by including the county of Greene.

Mr. Davis of Lenoir, moved to add the county of Lenoir, the amendments were accepted, and the bill as amended passed its second reading

Before going to its third reading, Mr. Clarke of Craven, moved to add the county of Craven, the amendment was accepted, and, as so amended, the bill passed its third reading, and was ordered to be engrossed and sent to the Senate.

THE FIRST SPECIAL ORDER,

Being S. B. 1, H. B. 342, a bill to repeal chapter 84, public laws of 1874-'75, and to regulate the rate of interest, was taken up, the bill being on its third and final reading.

Mr. Clarke of Craven, offered the following amendment;

"Amend by striking out the words "forfeit double the interest," and insert "forfeit the excess, above the legal rate."

On the passage of the bill Mr. McGehee called the previous question, the call was sustained, and the main question ordered, the question was put on Mr. Clarke's amendment, and it was lost. On the passage of the bill, Mr. Singeltary demanded the ayes and nays, the call was sustained, and the bill passed by the following vote, and was ordered to be enrolled for ratification:

Affirmative—Messrs Ardrey, Bagley, Baxter, Beam, Bizzell, Bledsoe, Braswell, Bryson, Carter of Hyde, Clark of Bladen, Clarke of Craven, Cooper, Davis of Lenoir, Dillard, Duggan, Dunlap, Ennis, Ewing, Fox, Fulcher, Geoffroy, Harrison, Hartsell, Hill, Hood, Jarvis, Johnson of Warren, King, Leach, Lloyd, McGehee, McIver, McRae, Moring, Ormond, Parish, Pinnix, Reynolds, Richardson, Roberts, Rowland, Rush, Ryals, Scott, Sharpe, Shotwell, Simmons, Simpson, Smith, Stephenson, Swaim, Todd of Ashe, Ward of Bertie, White, Wilson of New Hanover and Winslow—57.

Negative—Messrs. Abbott, Aycock, Brown, Bryant, Bunn, Carter of Buncombe, Davis of Haywood, Fagan, Fennell, Graves, Henderson, Johnston of Washington, Kenan, Lineback, M'Brayer, McCubbins, McClure, Morris, Moseley, Moye, Peel, Powell, Proffitt, Ransom, Rogers, Rose, Sams, Singeltary, Todd of Wake, Vaughan, Williamson, Wilson of Transylvania and Yount—38.

THE SECOND SPECIAL ORDER

being the machinery bill, was announced, but on motion of Mr. Rose, gave way to the consideration of the resolution previously made the special order for 12 o'clock, that hour having been occupied in the consideration of the usury bill, the resolution being

H. R. 58, a resolution of instruction to our Senators and Representatives in Congress in reference to the colonization of the colored race.

Mr. Reynolds offered the following amendment, which was accepted:

Amend the first resolution after the word "race" in last line, and insert the following proviso: *Provided*, that no person or persons of the colored race shall, by force and effect of such law, be transferred to such territory or territories without his or her voluntary assent thereto."

Mr. Todd of Ashe, moved to amend by striking out the preamable.

Mr. Winslow, offered a substitute which was read for the information of the House.

Mr. Powell, moved to adjourn until to-morrow at halfpast ten o'clock and the House refused to adjourn

Mr. Purnell offered a substitute which was read, for the information of the House.

Mr. Rose moved to lay the resolution on the table, and on that motion Mr. Ormond demanded the ayes and nays, the call was sustained, and the resolution was laid on the table, by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Beam, Bledsoe, Braswell, Bryson, Carter of Buncombe, Carter of Hyde, Carter of Warren, Clark of Bladen, Cooper, Davis of Haywood, Dillard, Duggan, Dunlap, Ewing, Fagan, Fennell, Fox, Fulcher, Harrison, Hartsell, Hill, Horton, Jarvis

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Johnson of Warren, Leach, Lineback, Lloyd, M'Brayer, McCubbins, McIver, McRae, Moring, Moseley, Moye, Parish, Peel, Pinnix, Powell, Purnell. Reynolds, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Simpson, Spake, Stephenson, Swaim, Todd of Wake, Ward of Bertie, Wilson of Burke, Wilson New Hanover, Worth and Yount—59

Negative—Messrs. Aycock, Bagley, Bizzell, Brown, Bryant, Bunn, Clarke of Craven, Crews, Davis of Lenoir, Ennis, Geoffroy, Harriss, Henderson, Hood, Johnston of Washington, Kenan, King, Lindsay, McClure Ormond, Ransom, Rogers, Scott. Sharpe, Simmons, Todd of Ashe, Williamson, Wilson of Transylvania and Winslow—30.

And on motion of Mr. Powell, the House adjourned until to-morrow morning at half-past ten o'clock.

FIFTY-SIXTH DAY.

House of Representatives, Friday, Feb. 9th, 1877.

The House was called to order at half-past ten o'clock, Mr. Moring in the chair.

The Journal of yesterday was read and approved.

INTRODUCTION OF PETITIONS.

By Mr. Fennell, a series of memorials from citizens of the county of Pender, remonstrating against any change in the county site of Pender county, which was referred to the committee on corporations.

By Mr. Jarvis, a petition from citizens of Beaufort county, asking that Tranter's Creek be made a lawful fence.

By Mr. Cooper, a petition from the ladies of the town of Murphy, Cherokee county, to prohibit the sale of liquor within five miles of Mount Pleasant Academy, in said town, both of which were referred to the committee on propositions and grievances.

REPORTS OF COMMITTEES.

Mr. Shackelford, chairman of committee on engrossed bills, reported the following bills and amendments as correctly engrossed, which were transmitted to the Senate for concurrence:

H. B. 378, a bill to be entitled an Act to repeal chapter 27, Private Laws of 1874-'75.

H. B. 453, a bill to be entitled an Act to protect deer between the 15th of January and 1st of September in the counties of Stokes, Forsythe, Surry, Wilkes, Yadkin, Rockham, Greene, Craven and Lenoir counties.

H. B. 415, a bill to be entitled an Ac tto legalize Ivy Hill township, in the county of Haywood.

H. B. 220, a bill to be entitled an Act to authorize and empower the board of commissioners of Bladen county to appoint a tax collector to collect arrears of taxes.

Engrossed amendments to S. R. 41, H. R. 132, resolution on the subject of asylums, in favor of raising a joint committee.

The following bills and resolutions, reported as correctly enrolled by committee on edrolled bills, were duly ratified and transmitted to the Senate:

H. B. 248, S. B. 384, an Act to prevent and punish the sale of spirituous liquors within two miles of the court-house in the town of Webster.

H. B. 274, S.B. 381, an Act to amend chapter 72, of the laws of 1874-75.

H. R. 114, S. R. 466, resolution to investigate the affairs of the office of Adjutant General.

S. B. 387, H. B. 377, an Act to authorize the town of Warrenton to subscribe to the stock of the Warrenton railroad Company, and for other purposes.

S. B. 257, H. B. 385, an Act to incorporate the Biddle

University.

H. B. 368, S. B. 465, an Act to secure the better drainage of the low lands of the South Yadkin, in the county of Alexander, between Deal's Mill and Mehaffy's Saw Mill.

Mr. Hughes, from the committee on counties, cities,

towns and townships, reported on

H. B, 366, a bill to be entitled an Act to establish the boundary line between the counties of Hyde and Tyrrell, submitting an amendment, and recommending with the adoption of the amendment, that the bill do pass.

Mr. Henderson, from the committee on corporations, reported favorably on the following bills; on

H. B. 223, a bill to be entitled an Act to amend the charter of the National Loan and Trust Company;

H. B. 460, a bill to be entitled an Act to incorporate La-Grange Lodge No. 70, I. O. O. F., in Lenoir county;

H. B. 461, an Act to incorporate the town of Vanceboro, in the county of Craven;

H. B. 422, an Act to incorporate Trent Lodge No. 2, Independent Order of Mechanics of the city of Newbern, county of Craven;

S. B. 132, H. B. 448, a bill to be entitled an Act to incorporate Alligator Lodge No. 78, Independent Order of Odd Fellows of North Carolina;

S. B. 220, H. B. 449, a bill to be entitled an Act to amend the charter of the town of Salem, in the county of Forsyth; and

S. B. 221, H. B. 466, a bill to be entitled an Act to consolidate and revise the charter of the town of Winston, and the amendments thereto.

Mr. Graves, from the judiciary committee, reported unfavorably on

H. B. 420, an Act to be entitled an Act to bind out apprentices, for the purpose of learning a mechanical trade or profession.

Mr. Carter of Buncombe, from the same committee, reported on

S. B. 67, a bill to be entitled an Act to provide for the speedy completion of the Western North Carolina Railroad, &c., submitting amendments, and recommending the passage of the bill, with the adoption of the amendments.

Mr. Todd of Ashe, from the judiciary committee, made the following minority report on the same bill:

We, members of the judiciary committee, to which was referred the bill to provide for the speedy completion of the Western North Carolina Railroad, do make this, our report, giving our reasons for not endorsing the action of the committee:

First. We are doubtful, to say the least, as to the title of the State to the road; because a portion of the same is claimed by one McCorkle, as a purchase at execution sale, prior to the sale under the decree of the Circuit Court.

Second. Because one Carter claims to have purchased said road and franchise, under an execution on a judgment which was duly docketed in the counties through which the road runs, before the decree was made for the sale at which the road was purchased by the State.

Third. That there is now, and was at the time of the decree for sale, a proceeding in Bankruptcy against the Western North Carolina Railroad Company, which has not been determined, but is still pending.

Fourth. Because it was shown that the decree for the sale was made by consent of the private stockholders, with the understanding that they were to have their shares in said road re-allotted to them upon a re-organization of the Company; and, in pursuance thereof, the Company was re-organized, and acted and controlled the road and we think;

this was a fraud upon the construction bondholders, which would invalidate the sale of said road, so far as said bondholders are concerned.

We cannot recommend an appropriation of \$70,000 per annum, together with \$59,500 per annum as interest on the bonds issued by the commission, and the work and support of all the convicts of the State, while our people are crying for lower taxes, retrenchment and reform, and because the income of said road ought to keep down the interest on the \$850,000 bonds, and it has only amounted to about \$3,700 instead of \$59,500.

TODD, of Ashe, KING, of Stokes, JOHNSTON, of Washington, E. L. VAUGHAN.

Mr. Vaughan from the judiciary committee, reported favorably on

H. B. 432, an Act making it a misdemeanor to enter upon lands and take therefrom cranberries, without the consent of the owner.

INTRODUCTION OF RESOLUTIONS.

By Mr. Johnston of Washington, a resolution in regard to the State Debt, which was placed on the calendar.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time and referred as follows:

By Mr. Fox, a bill to provide that Justices shall have pay for the examination of witnesses, which was referred to the Committee on the Judiciary;

By Mr. Austin, a bill to protect the farmers of Union County;

By Mr. Jarvis, a bill declaring Tranters Creek a lawful fence; and

By Mr. Cooper, a bill to make the Hiawassee River in the County of Cherokee, a lawful fence; all of which were referred to the Committee on propositions and grievances;

By Mr. Duggan, a bill to incorporate the Hook and Ladder Company, No. 1, of Tarboro, Edgecombe County, N. C.; and

By Mr. Moye, a bill concerning the taking of fish in the Contentnea Creek and Sandy Swamp; both of which were referred to the committee on propositions and grievances.

By Mr. Cooper, a bill to amend an Act of 1851, concerning the Tuckaseegee and Nantahala Turnpike Company and other Acts amendatory thereto, which was referred to the committee on railroads, turnpikes, &c.; and

By Mr. Singeltary, a bill to provide for the compilation of the Public Statutes, which was placed on the calendar.

On motion of Mr. McIver, the rules were suspended, and H. B. 436, a bill to authorize the Clerk of the Supreme Court to administer oaths, was put on its several readings and passed, and was ordered to be engrossed and transmitted to the Senate.

A message was received from the Senate transmitting a report from the joint committee on the Insane Asylum, and on motion the report was ordered to be printed.

A message was also received from the Senate transmitting a petition from citizens of Anson County, and asking its consideration in connection with S. B. 273; and it was so ordered by the House.

Concurrence was had in the following:

On Senate amendments to require Clerks and Registers of Deeds to provide and keep indexes, &c.;

Senate amendments to H. B. 207, S. B. 309, a bill to amend Battle's Revisal, Chap. 104, Sec. 26; and

Senate amendments to H. B. 318, S. B. 347, a bill to incorporate Griffinsville in the county of Union; and they were ordered to be enrolled for ratification.

The hour for the first special order having arrived, the

substitute for H. B. 71, a bill to amend and repeal certain sections of chapter 6, Battle's Revisal, was put on its third reading.

Mr. Rose offered an amendment to strike out in section 4, the words "married man";

On the adoption of which Mr. Ewing demanded the ayes and nays. The call was not sustained. The amendment was adopted and the bill was discussed until the hour for the second special order was announced.

On motion of Mr. Carter, of Buncomb, the 2nd special order, S. B. 67, a bill for the speedy completion of the Western N. C. R. R. was postponed until the bill under consideration was disposed of, it being ordered that S. B. 67, took precedence thereafter over all other special orders.

On the passage of the bill on the third reading, Mr. Scott demanded the ayes and nays. The call was sustained and the bill passed by the following vote, and was ordered to be engrossed and sent to the Senate:

Affirmative—Messrs. Abbott, Ardrey, Aycock, Baxter, Braswell, Brown, Bryson, Cooper, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Geoffroy, Graves, Gudger, Harriss, Henderson, King, Leach, M'Brayer, McCubbins, McLean, McRae, Maddrey, Morris, Moseley, Moye, Parish, Peel, Pinnix, Ransom, Rose, Rowland, Rush, Ryals, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Stephenson, Wilson of Burke, Wilson of Transylvania, Winslow, Worth, Yount—50.

Negative—Messrs. Austin, Bagley, Beam, Bizzell, Bledsoe, Bryant, Bunn, Cale, Carter of Hyde, Carter of Warren, Clark of Bladen, Clarke of Craven, Crews, Davis of Lenoir, Daggan, Ennis, Ewing, Harrison, Hill, Hood, Horton, Johnson of Warren, Johnston of Washington, Lindsay, Lineback, Lloyd, McGehee, McIver, McClure, Moring, Ormond, Purnell, Reynolds, Richardson, Roberts, Rogers, Sams, Scott, Simmons, Swaim, Todd of Ashe, Todd of

Wake, Ward, of Bertie, White, William on, Wilson, of New Hanover-46.

Mr. Pinnix was excused from voting.

Mr. Ransom moved to reconsider the vote by which the bill passed its third reading, and to lay that motion on the table. On the motion to table, Mr. Scott demanded the ayes and nays.

The call was sustained, and the House refused to table by the following vote:

Affirmative—Messrs. Abbott, Aycock, Baxter, Braswell, Brown, Bryson, Carter of Buncombe, Cooper, Davis of Haywood, Dillard, Fagan, Fennell, Fox, Gudger, Harriss, Hartsell, Henderson, Kenan, King Leach, M'Brayer, McCubbins, McLean, McClure, McRae, Maddrey, Morris, Moseley, Moye, Parish, Peel, Pinnix, Proffitt, Ransom, Roberts, Rose, Ryals, Sharpe, Shotwell, Singeltary, Simpson, Smith, Wilson of Burke, Wilson of Transylvania, Winslow, Worth and Yount—47.

Negative—Austin, Bagley, Beam, Bizzell, Bledsoe, Bryant, Bunn, Cale, Carter of Warren, Clark of Bladen, Clarke of Craven, Crews, Davis of Lenoir, Dunlap, Ennis, Ewing, Geoffroy, Graves, Harrison, Hill, Hood, Horton, Jarvis, Johnson of Warren, Johnston of Washington, Lineback, Lloyd, McGehee, McIver, Moring, Ormond, Powell, Purnell, Reynolds, Richardson, Rogers, Rowland, Rush, Same, Scott, Shackelford, Simmons, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Vaughan, Ward of Bertie, White, Williamson and Wilson of New Havover—51.

The question then recurred on the motion to reconsider, and the House refused to reconsider.

Mr. Wilson of Burke, rose to a question of personal privilege in relation to a published card reflecting upon his integrity as a member of this House, which card had been distributed over the desks of some of the members of the House.

Mr. Wilson of Burke, offered the following resolution:

Resolved, That a committee be appointed to examine into the cowardly, clandestine paper this day placed upon the table by an irresponsible party.

The question was put upon the adoption of the resolution, and it was unanimously rejected.

Mr. Carter of Runcombe, offered the following resolution:

Resolved, That a committee of five be appointed by the Speaker to inquire and report to this House as soon as practicable,

1st. Who circulated the paper just read by the Clerk;

2d. Are the charges therein, upon Major J. W. Wilson, true?

3d. If not, whether the party who circulated the paper should not be expelled from this body?

On motion of Mr. Pinnix, the consideration of the resolution was made the special order for 12 o'clock, to-morrow.

S. B. 67, was made the special order for 12 o'clock to-morrow.

By consent, Mr. Henderson presented a petition from certain citizens of Davie county, praying for the incorporatiom of South Grove, and for the prohibition of the sale of spirituous liquors within two miles of said town, and the churchest therein; and also

A petition from certain citizens of Davie county, praying for the prohibition of the sale of spirituous liquors within two miles of Cemetery Methodist Church.

The Speaker announced the following gentlemen to compose the House Branch of the Joint Committee to investigate the affairs of the Adjutant General's office, viz: Messrs. Roberts, Moring and Bagley.

On motion of Mr. M'Brayer, the House adjourned until to-morrow morning at half-past 10 o'clock.

FIFTY-SEVENTH DAY.

House of Representatives, Saturday, Feb. 10th, 1877.

The House met at half-past 10 o'clock.

Mr. Speaker Price in the chair.

The Journal of yesterday was read and approved.

INTRODUCTION OF PETITIONS.

By Mr. Rose, a petition from the merchants of Fayetteville, asking a repeal of the purchase tax, which was referred to the committee on finance; and

By Mr. Moye, a petition from certain citizens of Pitt and Greene counties, in regard to the prohibition of the sale of spirituous liquors within three miles of Rountree's Church, in Pitt county; referred to the committee on propositions and grievances.

REPORTS OF COMMITTEES.

Mr. Dillard, from the committee on propositions and grievances, reported favorably on the following bills:

S. B. 291, H. B. 476, a bill to be entitled an Act for the benefit of the farmers in Murphy's Swamp and Carver's Neck, Cumberland county;

H. B. 412, an Act to prevent live stock from running at large within Mecklenburg;

H. B. 458, an Act entitled an Act to remove obstructions from and to provide for the passage and propagation of fish in the Catawba River; and on

H. B. 459, an Act to submit to the qualified voters of the town of Shelby, Cleveland county, the question of prohibi-

tion or no prohibition.

Mr. McGehee, from the committee on finance, made a report on the Revenue Act, with a motion to print, and it was so ordered by the House.

Mr. Shackelford, chairman of committee on engrossed bills, reported the following bills as correctly engrossed, which were transmitted to the Senate for concurrence:

H. B. 436, bill to be entitled an Act to authorize the Clerk of the Supreme Court to administer oaths.

H. B. 488, a bill to be entitled an Act to repeal and amend certain sections in chapter 6, of Battle's Revisal.

INTRODUCTION OF RESOLUTIONS.

By Mr. Fox, a resolution providing for the holding of night sessions of the House, which was placed on the calendar.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time, and referred as follows:

By Mr. Parish, a bill to be entitled an Act to repeal sections 28 and 29, Battle's Revisal, in reference to the expenses incurred in bringing insane persons to the Asylum; referred to committee on insane asylum.

By Mr. Rose, an Act to provide for the working of convicts on the Western and Fayetteville Railroad; referred to the committee on internal improvements.

Mr. Moring rose to a question of personal privilege in regard to the report in the "Daily News" newspaper, of the debate on the Insane Asylum, yesterday, affecting his position on the bill.

On motion of Mr. Ardrey, H. B. 412, an Act to prevent live stock from running at large within Mecklenburg county, reported back from the committee on propositions and grievances, this morning, was taken from the calendar and put upon its second reading.

The Speaker announced the hour for the special order as having arrived.

On motion of Mr. McIver, the consideration of the special order was postponed until a disposal of the matter before the House.

The consideration of H. B. 412, was resumed, and Mr. Harriss sent forward the following amendment, which was accepted:

Amend as follows:

Section 1. That all the provisions of this Act apply also to townships No. 1, No. 2, No. 3, No. 11, and a part of townships Nos. 4 and 12, in the county of Cabarrus, which have already been fenced. *Provided*, however, That whereas, the said townships and parts of townships in the said county, in pursuance of an Act of Assembly, have held an election, and have voted for the "adoption" of enclosing said townships and parts of said townships, under a common fence; and whereas, a tax has been levied by said county commissioners for the erection of said common fence, and said fence has been erected; therefore,

Sec. 2. Be it further enacted, That it shall be the duty of the county commissioners of Cabarrus, to appoint annually a Justice of the Peace in each of said townships to examine the fence and gates established around said townships; and it shall be the duty of the Justices so appointed (after having received written notice of their appointment,) to examine said fence and gates carefully, twice during the year, for which they have been appointed, during the months of February and August, and report any repairs which may be necessary to be made to said fence and gates. Each Justice shall examine that part which encloses the township in which he resides, and as compensation for his services he shall receive four dollars for each examination;

and any person who shall wilfully neglect or refuse to discharge the duties imposed by this section, shall be guilty of a misdemeanor.

Sec. 3. That it shall be the duty of the county commissioners each and every year to levy and collect such taxes from the property and polls in said townships, observing the equation prescribed by the Constitution, as may be necessary to keep said fence and gates in good order, and any person who shall wilfully refuse to pay said taxes, shall be guilty of a misdemeanor.

Sec. 4. The county commissioners of said county are hereby instructed to contract for the building and repairing of said fence and gates, as may be necessary from time to time, and to pay for the same out of money collected from said township for that purpose.

Sec. 5. That the tax collector authorized by the said county commissioners to collect said taxes, after having given good and sufficient bond, be, and the same is authorized to collect all arrears of said taxes as may be due, under all the provisions and restrictions now provided by law, for the collection of arrears of taxes by sheriffs.

Sec. 6. That the said townships are hereby authorized to join under a common fence, with the county of Mecklenburg, the said townships to build and repair that part of the fence which is in the county of Cabarrus, and the county of Mecklenburg to build and repair the remainder.

Mr. King also offered the following amendment:

"Amend section 2 by striking out one month, and inserting thirty days in lieu thereof."

The amendment was accepted, and the bill as amended passed its second reading by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Austin, Aycock, Baxter, Beam, Bizzell, Bledsoe, Braswell, Brown, Bryson, Cale,

Carter of Buncombe, Carter of Hyde, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Davis of Haywood, Dillard, Dunlap, Ewing, Fagan, Fennell, Fox, Fulcher, Geoffroy, Graves, Harrison, Harriss, Hartsell, Henderson, Hill, Hood, Horton, Jarvis, Johnston of Washington, King, Leach, Lindsay, Lineback, Lloyd, McCubbins, McGehee, McIver, McLean, McClure, McRae, Maddrey, Moring, Morris, Moseley, Moye, Parish, Peel, Powell, Proffitt, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Simpson, Smith, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan, Wilson of Burke, Wilson of Transylvania, Winslow, Yount—79.

Negative—Messrs. Bagley, Bryant, Bunn, Carter of Warren, Davis of Lenoir, Ormond, Purnell, Reynolds, Scott, Shotwell, Simmons, Ward of Bertie, Wilson of New Hanoyer—13.

On motion of Mr. Powell, S. B. Alexander of Mecklenburg, was invited to a seat on the floor of the House, and Mr. Powell was appointed to conduct him to a seat.

Mr. Clarke of Craven, rose to a question of personal privilege in relation to the matter before the House yesterday in connection with the distribution of an anonymous circular.

The hour for

THE SPECIAL ORDER

having arrived, being S. B. 67, a bill to be entitled an Act to provide for the speedy completion of the Western North Carolina Railroad, the question was, upon the adoption of the amendment submitted by the committee,

On motion of Mr. Wilson of Burke, it was decided that the amendments should be considered by sections.

The hour for

THE SECOND SPECIAL ORDER

having arrived, on motion of Mr. Carter of Buncombe, the

further consideration of it was postponed until a disposal of the matter now before the House.

The question was upon the adoption of the four amendments to section 1, of the bill offered by the committee, and the first three were accepted.

Upon the adoption of the fourth amendment to section 1, the yeas and nays were demanded by Mr. Wilson of Burke, and the fourth amendment was accepted by the following vote:

Affirmative—Messrs. Bagley, Baxter, Beam, Bizzell, Bledsoe, Braswell, Bunn, Cale, Carter of Warren, Clarke of Craven, Crews, Duggan, Dunlap, Ewing, Fagan, Graves, Gudger, Harrison, Hill, Hood, Horton, Jarvis, Johnston of Washington, King, Lineback, Lloyd, McGehee, McIver, McRae, Moring, Moseley, Ormond, Peel, Purnell, Reynolds, Rogers, Rowland, Ryals, Shackelford, Simmons, Smith, Swaim, Todd of Ashe, Vaughan, Ward of Bertie, White, Wilson of New Hanover, Worth—48.

Negative—Messrs. Abbott, Austin, Aycock, Brown, Bryant, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cooper, Davis of Haywood, Davis of Lenoir, Dillard, Fennell, Fox, Geoffroy, Hartsell, Henderson, Lindsay, M'Brayer, McCubbins, McLean, McClure, Maddrey, Morris, Moye, Proffitt, Ransom, Richardson, Roberts, Rose, Rush, Sams, Scott, Sharpe, Shotwell, Simpson, Spake, Stephenson, Wilson of Burke, Wilson of Transylvania, Yount—42.

Mr. Rowland offered the following amendment to section 2; upon the adoption of which,

Mr. Johnston of Washington, demanded the yeas and nays:

"Amend section 2, by inserting that nine of the Directors of the Western North Carolina Railroad shall be appointed by the Governor, with the consent of the Senate—one from each of the Congressional Districts of the State—and one from the State at large;"

and the amendment was adopted by the following vote:

Affirmative—Messrs. Abbott, Austin, Aycock, Bagley, Baxter, Beam, Bizzell, Braswell, Bryant, Cale, Carter of Hyde, Clark of Bladen, Clarke of Craven, Crews, Duggan, Ewing, Fagan, Fennell, Fox, Fulcher, Geoffroy, Harrison, Hill, Hood, Jarvis, Johnston of Washington, King, Lindsay, Lineback, McGehee, McIver, McLean, Maddrey, Moseley, Moye, Parish, Peel, Purnell, Ransom, Reynolds, Richardson, Roberts, Rogers, Rowland, Ryals, Simmons, Simpson, Stephenson, Todd of Ashe, Vaughan, Ward of Bertie, White, Wilson of New Hanover—53.

Negative—Messrs. Bledsoe, Brown, Bryson, Carter of Buncombe, Cooper, Davis of Haywood, Davis of Lenoir, Dillard, Dunlap, Graves, Gudger, Harriss, Hartsell, Henderson, Horton, M'Brayer, McCubbins, McClure, McRae, Moring, Morris, Proffitt, Rush, Sams, Scott, Sharpe, Shotwell, Spake, Swaim, Wilson of Burke, Wilson of Transylvania, Winslow, Worth, Yount—34.

The question was, upon the following amendment, submitted by the judiciary committee:

"Strike out section 3d;"

and the amendment was adopted.

The following amendments, submitted by the judiciary committee, were accepted:

Amend section 8, by striking out all after the word "passed," in line 25, being the proviso, and —— add a new section No. 11, as follows: "That section 5, chapter 150, of the Laws of 1874-'75, be and the same is hereby repealed;"

and the question was upon the passage of the bill on its second reading.

LEAVE OF ABSENCE

was granted to Mr. Ennis, until Wednesday next;

To Mr. Ewing, until Wednesday next;

To Mr. Scott;

To Mr. Braswell;

To Mr. Wilson, of New Hanover;

To Mr. Haynes;

To Mr. Hughes;

To Mr. Ardrey, until Tuesday next; and

To Mr. Kenan from to-day until Tuesday next.

Mr. Vaughan moved that the bill now on its second reading, being S. B. 67, H. B. 407, and under the consideration of the House, be printed, and made the special order for Monday next, but withdrew the motion.

Mr. Fagan moved to adjourn until half-past 10 o'clock, and the motion was lost.

Mr. Vaughan sent forward the following amendment to the bill before the House, being S. B. 67, H. B. 407:

Amend by striking out "\$70,000," in 7th section, and insert "\$10,000;"

and, upon the adoption of the amendment, demanded the yeas and nays.

The call was not sustained, and the amendment was rejected.

Mr. Carter of Hyde, moved to adjourn, upon which motion Mr. Ormond demanded the yeas and nays.

The call was not sustained, and the House adjourned until Monday morning at half-past 10 o'clock.

FIFTY-EIGHTH DAY.

House of Representatives, Monday, Feb. 12th, 1877.

The House met at half-past ten o'clock.

Mr. Speaker Price in the chair.

The Journal of Saturday was read and approved.

Leave was granted to Mr. Shackelford and to Mr. Ormond to record their votes in the affirmative in the vote by which the amendment offered by Mr. Rowland, to S. B. 67, was adopted on Saturday.

Leave was granted to Mr. Staples to record his vote in the affirmative on the vote by which the bill to repeal the usury law of the session of 1874-75 was passed.

Leave was granted to Mr. Houk to record his vote in the negative on the vote by which the amendment, striking out private stockholders, to S. B. 67, was adopted on Saturday.

INTRODUCTION OF PETITIONS.

By Mr. Carter of Hyde, a petition from certain citizens of the county of Hyde, asking the prohibition of the sale of spirituous liquors within two miles of the court house, at Swan's Quarter, in said county.

By Mr. Dunlap, a petition of citizens of Anson county, asking for the passage of a law prohibiting the sale of spirituous liquors within two miles of New Zion Church, in Anson county; all of which were referred to the committee on propositions and grievances.

By Mr. Cale, a petition from citizens of Elizabeth City,

on the subject of free trade, which was referred to the committee on finance.

REPORTS OF COMMITTEES.

The following bills and resolutions, reported as correctly enrolled, by committee on enrolled bills, were duly ratified and transmitted to the Senate:

S. B. 409, an Act to establish Boards of Health in the State of North Carolina.

H. B. 419, S. B. 491, an Act to change the times of holding the Superior Courts in the eleventh and twelfth judicial districts.

S. R. 41, H. R. 132, resolution on the subject of asylum, in favor of raising a joint committee.

H. B. 318, S. B. 347, an act to incorporate the town of Griffinsville, in Union county.

H. B. 335, S. B. 352, an Act to require Clerks and Registers of Deeds to provide and keep indexes and cross-sndexes to names of all parties to all suits, deeds and other instruments of writing, filed and registered in their respective offices.

H. R. 87, S. R. 307, resolution relative to carpeting the office of Principal Clerk of the House of Representatives.

S. B. 309, II. B. 207, an Act to amend Battle's Revisal, chapter 104, section 26.

H. B. 114, S. B. 176, an Act to incorporate the town of Laurinburg, in the county of Richmond.

S. B. 99, H. B. 417, an Act to incorporate Gideon's Relief Brotherhood, Lodge No. 1, of Fayetteville.

S. B. 1, H. B. 342, an Act to repeal chapter 84, Public Laws of 1874-'75, and to regulate the rate of interest.

H. B. 275, S. B. 411, an Act to repeal chapter 177, of the Private Laws of 1874-'75.

INTRODUCTION OF RESOLUTIONS.

By Mr. Johnston of Washington, a resolution in regard to the State debt, which was placed on the calendar; and

By Mr. Moye, a resolution of instruction to the judiciary committee, which was placed on the calendar.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time and referred as follows:

By Mr. Vaughan, a bill to cure defects in proceedings in Superior Courts of this State, which was referred to the committee on the judiciary.

By Mr. McRae, a bill to allow the commissioners of Robeson county to levy a special tax, which was referred to the committee on finance.

By Mr. Dunlap, a bill to amend chapter 262 laws of 1870-'71, concerning the removal of obstructions to the passage of fish in the Pedee River;

By Mr. Vaughan, a bill to lay out and construct a public road in the county of Alleghany;

By Mr. Dunlap, a bill to prohibit the sale of spirituous liquors within three miles of Mount Zion Church, in the county of Anson;

By Mr. Wilson of Burke, a bill to create another township in the county of Burke; and

By Mr. Carter of Hyde, a bill to prohibit the sale of spirituous liquors within two miles of the court house, at Swan's Quarter, in the county of Hyde; all of which were referred to the committee on propositions and grievances.

By Mr. McClure, a bill to authorize the construction of a turnpike road from Hayesville to Murphy, which was referred to the committee on corporations.

By Mr. Lindsay, a bill to extend the charter of the North Carolina Border Railroad, which was referred to the committee on internal improvements; and

By Mr. Hood, a bill to ratify the action of the commissioners of Henderson county, in establishing Clear Creek township, and certain township lines, which was referred to the committee on counties, cities, towns, &c.

Mr. Moye rose to a question of personal privilege in relation to an inaccurate report of the subject matter of a petition presented by him, as it appears in the "Observer" newspaper.

LEAVE OF ABSENCE

was granted to Mr. McLean, until Friday;

To Mr. Baxter, indefinitely, after to-morrow;

To Mr. Sharpe, until Thursday; and

To Mr. Smith, indefinitely, on account of sickness in his family.

The unfinished business of Saturday being S. B. 67, a bill to provide for the speedy completion of the Western North Carolina Railroad, was taken up.

Mr. Johnston of Washington, offered the following amendment:

Amend by striking out "\$70,000," in line 14, section 7, and insert in lieu thereof, "\$60,000;" And further provided, That the entire earnings of the road shall be used in its construction, and laying iron.

Mr. Vaughan called for a division of the question, and the question was put on the motion to strike out, which failed; and, carrying the other branch with it, the latter was not put.

Mr. Lindsay offered an amendment to the effect that the whole force of convict labor should at first be applied to the completion of the road to Paint Rock, which, after discussion, was withdrawn.

Mr. Staples, offered the following amendment, which was accepted:

Amend section 5, by inserting in line 8, between the words "railroad" and, "and," the following: "Provided, The convicts assigned should be at least five hundred; and the number so assigned shall not exceed five hundred, until other roads and public works to which convicts are, or shall be allowed to be used, shall have been supplied."

The question was then on the bill as amended, on its second reading,

Upon which Mr. Vaughan demanded the yeas and nays. The call was sustained, and the bill passed by the following vote:

Affirmative—Messrs. Aycock, Bagley, Beam, Bledsoe, Brown, Bryant, Bryson, Cale, Carter of Buncombe, Carter of Warren, Cary, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Duggan, Dunlap, Fagan, Fennell, Fox, Gaither, Godwin, Graves, Gudger, Harriss, Hartsell, Haynes, Henderson, Hill, Houk, Hughes, Jarvis, Lineback, Lloyd, M'Brayer, McCubbins, McClure, McRae, Moring, Morris, Proffitt, Purnell, Reynolds, Richardson, Rose, Rowland, Rush, Sams, Shotwell, Simpson, Spake, Staples, Swaim, Todd of Wake, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow, Worth, Yount—61.

Negative—Messrs. Austin, Baxter, Bizzell, Bunn, Carter of Hyde, Crews, Dillard, Fulcher, Geoffroy, Harrison, Hood, Horton, Johnston of Washington, King, Maddrey, Moseley, Moye, Ormond, Ransom, Roberts, Rogers, Shackelford, Stephenson, Todd of Ashe, Vaughan, Ward of Chowan, Ward of Bertie—27.

Mr. Staples moved to suspend the rules to put the bill omits third reading.

Mr. Wilson of Burke, moved to make the bill the special order for 12 o'clock to-morrow.

The question was put on the motion of Mr. Staples, and on a division the motion to suspend the rules to put the bill on its third reading, was carried by a vote of 54 to 22.

Mr. Wilson of New Hanover, offered the following amendment:

In section 7, line 14, amend by striking out "seventy thousand dollars," and insert "fifty thousand dollars."

Mr. Moring called for a division of the question, and on the adoption of the first branch, being the motion to strike out, Mr. Ormond demanded the yeas and nays.

The call was sustained, and the House refused to strike out by the following vote:

Affirmative—Messrs. Aycock, Bagley, Baxter, Bizzell, Cale, Carter of Hyde, Crews, Dillard, Duggan, Fagan, Fennell, Harrison, Hood, Horton, Houk, Hughes, Jarvis, Johnston of Washington, King, Lineback, McGehee, Maddrey, Moseley, Moye, Ormond, Ransom, Roberts, Rogers, Shackelford, Stephenson, Todd of Ashe, Vaughan, Ward of Chowan, Ward of Bertie, Wilson of New Hanover—35.

Negative—Messrs. Austin, Beam, Bledsoe, Brown, Bryant, Bryson, Carter of Buncombe, Carter of Warren, Cary, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dunlap, Fox, Gaither, Godwin, Graves, Gudger, Hartsell, Haynes, Henderson, Hill, Lloyd, M'Brayer, McCubbins, McClure, McRae, Moring, Morris, Proffitt, Purnell, Reynolds, Richardson, Rose, Rowland, Rush, Sams, Shotwell, Simpson, Spake, Staples, Swaim, Todd of Wake, Wilson of Burke, Wilson of Transylvania, Winslow, Worth, Yount—50.

Mr. Horton offered the following amendment:

Amend by striking out all after the word "continuation," in line 5, section 1."

And to this amendment Mr. Moring offered the following proviso:

Provided, That the stock shall not be apportioned to the private stockholders until after they shall have paid into the treasury of said railroad a sum equal to one-fourth of the amount contributed to the road by the State in labor, by appropriation.

The question was then on the passage of the bill on its third reading.

Mr. Carter of Buncombe, called the previous question, upon which call Mr. Ormond demanded the yeas and mays.

Mr. Wilson of Burke, and Mr. Ransom gave notice of intention to explain their votes.

The question was then put on the demand of Mr. Ormond for the yeas and nays on the call for the previous question, and the call was not sustained.

The call for the previous question was sustained, and the main question was ordered, and the bill was put on its third reading.

Mr. Moye demanded the yeas and nays.

The call was sustained, and the bill passed by the following vote, and was ordered to be returned to the Senate with engrossed amendments:

Affirmative—Messrs. Austin, Aycock, Bagley, Beam, Bledsoe, Bryant, Bryson, Carter of Buncombe, Carter of Warren, Cary, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Davis of Haywood, Duggan, Dunlap, Fagan, Fennell, Fox, Gaither, Godwin, Graves, Gudger, Hartsell, Haynes, Henderson, Hill, Hughes, Jarvis, Lineback, Lloyd, M'Brayer, McCubbins, McClure, McRae, Moring, Morris, Peel, Powell, Proffitt, Purnell, Reynolds, Richardson, Roberts, Rose, Rowland, Rush, Sams, Shotwell, Simpson, Spake, Staples, Swaim, Todd of Wake, Wilson of

Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow, Worth, Yount—62.

Negative—Messrs. Abbott, Baxter, Bizzell, Brown, Bunn, Cale, Carter of Hyde, Crews, Davis of Lenoir, Dillard, Fulcher, Geoffroy, Harrison, Harriss, Hood, Horton, Houk, Johnston of Washington, King, Maddrey, Moseley, Moye, Ormond, Ransom, Regers, Ryals, Shackelford, Stephenson, Todd of Ashe, Vaughan, Ward of Chowan, Ward of Bertie—32.

Mr. Gudger moved to re-consider the vote by which the: bill passed its third reading, and that the motion be laid on: the table; and the latter motion prevailed.

On motion of Mr. Johnston of Washington, the resolution introduced by him during this morning's session, imrelation to the State Debt, was put on its adoption.

On its adoption, Mr. Davis of Lenoir, demanded the yeas; and nays.

Mr. Roberts moved to table the resolution, on which motion, Mr. Bagley demanded the yeas and nays.

The call was sustained, but Mr. Roberts withdrew his motion to table, and moved a reference of the resolution to the committee on the state debt.

On that motion, Mr. Lloyd demanded the yeas and nays... The motion was lost.

Mr. Ransom renewed the motion to table.

On that motion, Mr. Bagley demanded the yeas and nays.

The call was sustained, and the motion was tabled by the following vote:

Affirmative—Messrs. Abbott, Austin, Baxter, Beam, Bizzell, Brown, Bryson, Cale, Carter of Buncombe, Clark of Bladen, Cobb, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Godwin, Graves, Harriss, Henderson, Horton, Houk, Hughes, Jarvis, King, Lindsay, M'Brayer, McCubbins, McGehee, McClure, McRae, Moring, Morris, Moseley, Moye, Peel, Proffitt, Quinnerly, Ransom, Richardson, Rose, Rush, Ryals, Singeltary, Simp—

son, Spake, Stephenson, Todd of Ashe, Wilson of Burke, Yount—54.

Negative—Messrs. Aycock, Bagley, Bledsoe, Bryant, Bunn, Carter of Warren, Cary, Clarke of Craven, Crews, Davis of Lenoir, Duggan, Geoffroy, Harrison, Haynes, Hill, Johnston of Washington, Lineback, Lloyd, Ormond, Purnell, Reynolds, Roberts, Rogers, Rowland, Shackelford, Staples, Swaim, Todd of Wake, Vaughan, Ward of Chowan, Ward of Bertie, Wilson of New Hanover, Wilson of Transylvania—33.

A communication was received from his Excellency the Governor, transmitting a communication from the Secretary of the Board of Trustees of the University, conveying the resignation of Messrs. D. S. Carter and W. L. Saunders, as Trustees of the University.

On motion, the communication was transmitted to the Senate, with a proposition to go into an election on Friday next, to fill the vacancies occasioned by said resignations, and it was so transmitted.

On motion of Mr. M'Brayer, H. B. 459, a bill to submit to the qualified voters of the town of Shelby, Cleveland county, the question of prohibition or no prohibition, was put on its several readings and passed, and was ordered to be engrossed and sent to the Senate.

A message was received from the Senate, transmitting

- S. B. 419, a bill to amend chapter 106, Laws of 1873-'74.
- S. B. 499, a bill to incorporate the town of Burnt Chimney, Rutherford county;
- S. B. 412, a bill to provide for repairing the quarantine hospital at Smithville;

And Senate amendment to

H. B. 177, S. B. 268, a bill to punish the felling of timber in Tennessee River, in Macon county.

They were read the first time, and referred as follows:

S. B. 412, and Senate amendment to H. B. 179, S. B. 268, to the committee on propositions and grievances.

S. B. 419, to the committee on the judiciary; and

S. B. 499, to the committee on corporations.

On motion of Mr. McGehee, the machinery bill was made special order for 11 o'clock on Wednesday.

Mr. Lloyd moved to take the petition introduced by him in relation to the county of Pender, from the committee on cities, towns, &c., and refer it to the committee on corporations, and it was so ordered by the House.

Mr. White was allowed to have his name recorded in the affirmative, on the third reading of S. B. 67, a bill for the speedy completion of the Western North Carolina Railros d.

On motion of Mr. Henderson, H. B. 423, a bill to extend the corporate limits of the town of Salisbury, and to amend the charter of said town, was put on its second reading and passed by the following vote:

Affirmative—Messis. Abbott, Austin, Aycock, Baxter, Beam, Bizzell, Brown, Bryson, Carter of Buncombe, Cobb, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Harrison, Harriss. Hartsell, Henderson, Horton, Houk, Hughes, Jarvis, King, Lloyd, M'Brayer, McCubbins, McGehee, McClure, Maddrey, Moring, Moseley, Peel, Proffitt, Quinnerly, Ransom, Richardson, Roberts, Rowland, Rush, Ryals, Sams, Shackelford, Singeltary, Simpson, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan, Wilson of Burke, Wilson of Transylvania, Winslow, Worth, Yount—64.

Negative—Messrs. Bagley, Bledsoe, Bryant, Cale, Clarke of Craven, Crews, Davis of Lenoir, Haynes, Hood, Johnston of Washington, Ormond, Purnell, Reynolds, Rogers, Simmons, Ward of Chowan, Ward of Bertie, White, Wilson of New Hanover—19.

The Speaker announced the following gentlemen as the House Branch of the committee to visit Edgecombe county and Wilmington, under the resolution adopted by the

House in relation to the Asylum of the Colored Insane: Messrs. Shackelford, and Johnston of Washington.

On motion of Mr. Winston, the House adjourned until to-morrow morning at 10 o'clock.

FIFTY-NINTH DAY.

House of Representatives, Tuesday, Feb. 13th, 1877.

The House was called to order at 10 o'clock.

Mr. Speaker Price in the chair.

Prayer by the Rev. Dr. Marshall, of the city.

The Journal of yesterday was read and approved.

Leave was granted to Mr. Parish, to Mr. MeIver, and to Mr. Pinnix, to record their votes in the affirmative on the adoption of the amendments to S. B. 601, a bill to provide for the speedy completion of the Western North Carolina Railroad, being an amendment to strike out the \$70,000 appropriation.

In the negative, on the passage of the bill, leave was granted to Mr. Peel to change his vote from the affirmative to the negative. On the passage of the same bill;

Mr. Lloyd obtained leave to change his vote from the affirmative to the negative; and

Leave was granted to Mr. Ewing, to record his vote in the negative on the passage of the same bill, and in the affirmative, on the adoption of the amendment in regard to the amount appropriated for the work.

Leave was granted to Mr. Lindsay, to record his vote in the negative, on the passage of the same bill. Leave was granted to Mr. Simmons to record his vote in the affirmative, on the passage of the bill, and in the negative on the amendment in regard to the sum appropriated.

Leave was granted to Mr. Davis of Lenoir, to record his vote in the affirmative, on the vote to strike out \$70,000.

Leave was granted to Mr. Clarke of Craven, to record his vote in the affirmative, on the second reading of the bill; and in the affirmative, on the amendment of Mr. Wilson of New Hanover, to make the appropriation \$50,000.

Mr. Wilson of Burke, presented the following protest against the action of the House, upon

S. B. 67, a bill to provide for the speedy completion of the Western North Carolina Railroad:

The undersigned members of the General Assembly beg leave to file their protest against the action of this body, upon that part of the bill for the speedy completion of the Western North Carolina Railroad, by which the private stockholders were deprived of all their interest in the same, for the following reasons:

Whereas, We are informed and believe, that a suit was brought in the Circuit Court of the United States by one Hiram Sibley and others, against the Western North Carolina Railroad, to foreclose a mortgage executed to said plaintiffs, which foreclosure was resisted by the private stockholders on the ground that the execution of said mortgage was illegal and unauthorized; and pending said litigation, a bill passed the General Assembly of North Carolina providing for the purchase of said road by the State, and also providing that the private stockholders, when the road was so purchased, should be entitled to one-fourth of the stock in lieu of the one-third interest then owned by them; and,

WHEREAS, The private stockholders, as the undersigned are informed and believe, relying upon the provisions of the bill aforesaid, and the faithful performance of the pro

visions therein contained, immediately withdrew their opposition to the relief proposed in said suit, and allowed a decree of foreclosure and sale of the franchises and property of said road to be entered; and

WHEREAS, The undersigned are informed and believe that these facts, in addition to the moral obligation, impose an implied, if not an express, contract on the part of the State to faithfully carry out such obligation and contract; and,

WHEREAS, The action of the House of Representatives, in declaring that said private stockholders are not entitled to said stock, is in direct violation of said obligation and constract.

Now, therefore, the undersigned most respectfully protest against said action, as a violation of the plighted faith of the State, derogatory to her honor, and unjust to some of the citizens.

John M. Houk, James W. Wilson, D. McD. Yount, James P. Dillard, John S. Brown.

INTRODUCTION OF PETITIONS.

By Mr. King, a petition of certain citizens of Stokes county, in regard to Justices of the Peace issuing warrants.

By Mr. Shackelford, a petition of certain citizens of Stump Sound Township, Onslow county, in relation to the sale of spirituous liquors.

By Mr. McCubbins, sundry petitions of Rowan county,

praying for the passage of a stock law.

By Mr. Moye, a petition from citizens of Lenoir county, asking the prohibition of the sale of spirituous liquors within three miles of Lawson Swamp, Rose of Sharon, Edwards' Chapel and Bethel churches, in Lenoir county.

By Mr. Maddrey, a petition from citizens of Murfreesboro, in the county of Hertford, asking for the repeal of Acts of 1874-'75, prohibiting the sale of spirituous liquors within three miles of the town of Murfreesboro; all of which were referred to the committee on propositions and grievances.

By Mr. Parish, a petition from citizens of Orange, praying for the repeal of the tax on drummers.

By Mr. Worth, a petition from merchants of Company Shops, Alamance county, praying for the repeal of the license or purchase tax on merchants.

By Mr. Pinnix, a petition from merchants of Davidson, on the same subject; all of which were referred to the committee on finance.

By Mr. Fennell, a petition from citizens of Pender county, in regard to the removal of the county site.

By Mr. Purnell, a petition from citizens of Forestville, inthe county of Wake, praying for the incorporation of saidtown; both of which were referred to the committee oncorporations.

By Mr. Fagan, a petition from merchants of Martin county, praying a repeal of the tax imposed on merchants, which was referred to the committee on finance; and

By Mr. Pinnix, a petition from a portion of the citizens of Lenoir county, asking the General Assembly to pass a prohibitory law for Lawson Swamp Church, which was referred to the committee on propositions and grievances.

REPORTS OF COMMITTEES.

Mr. Staples, from the judiciary committee, reported favorably on the following bills;

H. B. 451, an Act to amend chapter 152, Public Laws, of 1874-75;

H. B. 471, an Act to authorize the Register of Deeds of Dare county to transcribe deeds and other papers on record?

in the counties of Hyde, Tyrrell and Currituck, pertaining to the lands of Dare county;

H. B. 473, a bill to amend section 3, chapter 241, Laws of 1874-775;

S. B. 342, H. B. 475, a bill to be entitled an Act to make fraudulent appropriations of property by bailees an embezzlement; also

S. B. 382, H. B. 282, a bill to be entitled an Act to change the day of sales, submitting an amendment, and recommending with the adoption of the amendment that the bill do pass; and unfavorably on the following bills:

H. B. 4, a bill to be entitled an Act to repeal an Act entitled an Act to regulate the rate of interest, and to prevent usury, chapter 84, Laws of 1874-'75;

H. B. 17, a bill to be entitled an Act to repeal chapter 84, Public Laws, of 1874 '75, and to regulate the rate of interest;

H. B. 18, a bill to be entitled an Act to regulate the rate of interest;

H. B. 116, a bill to be entitled an Act in regard to usury;

H. B. 260, a bill to be entitled an Act to repeal chapter 84, Laws of 1874-'75, entitled an Act to establish a legal rate of interest, and to prevent usury;

H. B. 440, an Act to amend section 11, chapter 33, of Battle's Revisal, concerning the duty of magistrates in criminal proceedings;

H. B. 480, a bill to provide for justices to have pay for the examination of witnesses; and on

S. B. 373, H. B. 474, a bill to be entitled an Act to punish embezzlement by persons in fiduciary positions.

Mr. Roberts, from the committee on agriculture, mechanics and mining, reported on

H. B. 470, a bill to be entitled an Act for the protection and encouragement of sheep husbandry, recommending its reference to the judiciary committee, and asking to be discharged from further consideration of the same.

Mr. Dillard, from the committee on propositions and grievances, reported unfavorably on

H. B. 425, a bill to be entitled an Act to amend chapter 137, Laws of 1874-75.

Mr. Parish, from the judiciary committee, made a report on

H. B. 472, a bill to be entitled an Act to provide for the comfort of jurors in certain cases, submitting a substitute, and recommending with the adoption of the substitute that the bill do pass.

Mr. Ransom, from the committee on education, reported the passage of

H. B. 211, a bill to amend section 40, chapter 68, of Battle's Revisal, as unnecessary, on account of previous legislation; also on

S. B. 348, H. B. 418, a bill to be entitled an Act to revise and consolidate the Public School Law, recommending its passage.

Mr. Shackelford, from the committee on engrossed bills, reported the following bill and amendments to have been correctly engrossed, and they were transmitted to the Senate for concurrence:

H. B. 457, a bill to be entitled an Act to submit to the qualified voters of the town of Shelby, Cleveland county, the question of "prohibition" or "no prohibition."

Engrossed House amendments to

S. B. 67, H. B. 407, a bill to be entitled an Act to provide for the speedy completion of the Western North Carolina Railroad, &c., &c.

The following bills and resolutions as correctly enrolled, by committee on enrolled bills, were duly ratified and transmitted to the Senate:

H. B. 330, S. B. 439, an Act to incorporate the town of Cleveland Mills, in the county of Cleveland.

H. B. 325, S. B. 436, an Act to authorize the county commissioners of Hyde county to levy a special tax.

H. B. 346, S. B. 444, an Act to incorporate Hunting Creek Lodge, No. 299, F. A. M., in the county of Iredell.

H. B. 273, S. B. 433, an Act to incorporate the Currituck

Shooting Club.

H. R. 123, S. R. 500, resolution directing the Treasurer of the State to pay the expenses of the committee to investigate certain charges against the Solicitor of the Sixth Judicial District.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time, and referred as follows:

By Mr. Kenan, a bill to be entitled an Act concerning breaking and entering buildings in the night time;

By Mr. Staples, a bill to be entitled an Act to prevent fraudulent voting at elections, and to protect the purity of the ballot box;

By Mr. Henderson, a bill to be entitled an Act to aid the completion of the Western North Carolina Railroad;

By Mr. M'Brayer, an Act requiring sheriffs and others to advertise sales of property in newspapers;

By Mr. Staples, a bill to be entitled an Act to amend section 5, article 5, of the Constitution; and

By Mr. McGehee, a bill to punish frauds in the use of public funds; all of which were referred to committee on the judiciary.

By Mr. McClure, a bill to be entitled an Act to regulate the manner of making election returns;

By Mr. Shackelford, a bill to be entitled an Act to allow the commissioners of Onslow county to levy a special tax; both of which were referred to committee on finance.

By M1. McCubbins, a bill to be entitled an Act to prevent live stock from running at large in the counties of Rowan, Cabarrus, and a portion of Iredell;

By Mr. Moye, a bill to be entitled an Act to prohibit the

sale of spirituous liquors within three miles of certain churches in Lenoir county;

By Mr. Swaim, a bill to be entitled an Act to prohibit the exportation of partridges;

By Mr. Cooper, a bill to repeal chapter 52, Laws of 1874-775;

By Mr. Council, a bill to be entitled an Act to repeal section 46, chapter 78, of Battle's Revisal; and

By Mr. Ransom, a bill to create a new township in the county of Tyrrell, all of which were referred to committee on propositions and grievances.

By Mr. Purnell, a bill to be entitled an Act to incorporate the town of Forestville, in the county of Wake; and

By Mr. King, an Act to extend the time for the organization of the Atlantic Iron and Steel Manufacturing Company, and to change the name to the Danbury Iron and Steel Manufacturing Company; both of which were referred to the committe on corporations.

By Mr. Rowland, a bill to be entitled an Act to change a portion of the boundary line between the counties of Robeson and Columbus, and also between Robeson and Bladen counties;

By Mr. Purnell, a bill to be entitled an Act to amend chapter 116, section 2, of Battle's Revisal, to give the county standard keepers balances, both of which were referred to the committee on cities, towns and townships.

By Mr. Jarvis, a bill to be entitled an Act to authorize the extension of the cemeteries situated in the town of Washington, Beaufort county.

Subsequently, by consent,

By Mr. Richardson, a bill to create a new township in the county of Columbus, to be known as Lake Wacamaw township.

A message was received from the Senate, transmitting,

S. B. 85, a bill to regulate the sale of liquor in Trenton township, in the county of Jones;

S. B. 479, a bill to allow the Milton and Sutherlin Narrow Gauge Railroad to use forty convicts; and

S. B. 451, a bill to incorporate the Pioneer Fire Company, No. 2, of the city of Charlotte.

They were read the first time, and S. B. 451 and 479, were referred to the committee on corporations, and

S. B. 85, to the committee on propositions and grievances.

· A second message was received from the Senate, transmitting,

S. B. 175, a bill in relation to the probate of deeds and conveyances, and the examination of married women.

S. B. 288, a bill to repeal chapter 180, Public Laws of 1874-'75.

Senate amendment to H. B. 292, S. B. 401, a bill to incorporate King's Mountain Female Seminary; and

Senate amendments to H. B. 166, S. B. 275, a bill to make it a misdemeanor to carry concealed deadly weapons.

S. Bills 175 and 288 were referred to the judiciary committee.

Senate amendments to H. B. 292, were placed on the calendar; and

Senate amendments to H. B. 166 were concurred in, and the bill was ordered to be enrolled for ratification.

A message was received from the Senate, transmitting the following:

S. B. 403, a bill to incorporate the trustees of Lillington Academy.

S. B. 404, a bill to incorporate the South Fork Bridge Company.

S. R. 366, a resolution to provide for disordered records of counties.

S. R. 394, a resolution in relation to the Southern Pacific Railroad.

S. B. 396, a bill to incorporate the Sovereigns of Industry, Lodge No. 1, Pender county.

S. B. 389, a bill to refund to the Riehmond and Danville Railroad Company certain taxes.

They were read the first time, and S. B. 366 was referred to the judiciary committee.

Senate Bills 403, 404, and 396, to the committee on corporations.

S. B. 389, to the committee on corporations.

A message was also received from the Senate, transmitting

S. B. 367, a bill concerning the town of Goldsboro. Referred to the committee on corporations.

S. B. 350, a bill to farm out convicts on the railroad leading to Rutherfordton, in the county of Rutherford.

Senate amendments to

H. R. 95, S. R. 398, a resolution authorizing the sale of the State Arsenal, at Fayetteville; and

Senate amendments to

H. B. 272, S. B. 400, a bill to amend section 16, chapter 44, of Battle's Revisal; both of which were placed on the calendar.

A message was also received from the Senate informing the House that the Senate had concurred in the House amendments to

S. R. 41, H. R. 132, a resolution in favor of raising a joint committee, and had appointed J. D. Standford as the Senate Branch of the committee, contemplated under said resolution.

A message was also received from the Senate, transmitting

S. R. 461, a resolution in favor of the "News Publishing Company;" sent without engrossment, and it was ordered to be placed on the calendar.

A message was also received from the Senate, transmitting

- S. B. 450, a bill to appoint a special commissioner for the county of New Hanover.
- S. B. 476, a bill to incorporate the Orphan's Home of Western North Carolina.
 - S. B. 478, a bill increasing the number of the trustees.

S. B. 428, a bill to require county commissioners of Jones and Lenoir counties to run and mark a portion of the boundary line between said counties.

Senate amendments to

H. B. 320, S. B. 427, a bill to amend section 14, chapter 14, Battle's Revisal.

Senate amendments to

H. B. 281, S. B. 443, a bill providing a fund for the payment of jurors in the counties of Clay and Alleghany.

Senate amendments to

H. B. 324, S. B. 442, a bill to amend section 2, chapter 15, Laws of 1871-'72.

S. R. 494, resolution relating to a sine die adjournment; and

S. R. 430, a resolution in favor of Thomas Hampson.

They were read the first time, and referred as follows:

S. R. 476, to the committee on corporations;

S. B. 450, 428, and amendments to H. B. 320 and 324, to committee on judiciary;

S. B. 476, to committee on corporations;

S. B. 478 and S. R. 494, were placed on the calendar; and

S. R. 430 was referred to the committee on claims.

On motion, concurrence was had on the following Senate amendments to

H. B. 443, 281, S. B. 443, a bill to provide for the payment of jurors in Alleghany county; and on

H. R. 95, S. R. 398, a resolution authorizing the sale of the State Arsenal, at Fayetteville, and they were ordered to be enrolled for ratification.

On motion of Mr. Pinnix, H. B. 471 was withdrawn, under a suspension of the rules, from the calendar, and re-committed to the judiciary committee.

On motion of Mr. Staples, the rules were suspended to take up H. B. 285, a bill to amend chapter 218, Acts of 1870-'71, a bill to incorporate the Mount Airy and Central Railroad, in order to make the bill the special order for to-morrow at

half-past 12 o'clock, and the order was made by the House.

On motion of Mr. Rose, S. B. 291, H. B. 476, a bill for the benefit of the farmers of Murphy's Swamp and Carver's Neck, in the county of Cumberland, was put on its several readings, passed, and was ordered to be enrolled for ratification.

On motion of Mr. Carter of Hyde, H. B. 366, a bill to establish the boundary line between the counties of Hyde and Tyrrell, was taken up.

The amendments proposed by the committee were adopted, and the bill so amended was put on its second reading.

Mr. Ransom moved to postpone the further present consideration of the bill, and make it the special order for Tuesday next, at half-past 12 o'clock.

On this motion, Mr. Carter of Hyde, demanded the yeas and mays, and the motion to postpone was carried by the following vote:

Affirmative—Messrs. Austin, Aycock, Bagley, Beam, Bizzell, Bledsoe, Brown, Bryant, Bunn, Cale, Carter of Buncombe, Carter of Warren, Cary, Clark of Bladen, Cobb, Council, Crews, Dillard, Dunlap, Fagan, Fennell, Fox, Gaither, Godwin, Graves, Harrison, Hartsell, Hill, Hood, Horton, Hughes, Johnson of Warren, Kenan, Lloyd, M'Brayer, McIver, McClure, McRae, Maddrey, Morris, Moseley, Moye, Ormond, Parish, Peel, Powell, Proffitt, Quinnerly, Ransom, Richardson, Rogers, Rowland, Rush, Sams, Simmons, Singeltary, Simpson, Stephenson, Swaim, Todd of Wake, Vaughan, Ward of Bertie, White, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow, Yount—68.

Negative—Messrs. Abbott, Carter of Hyde, Clarke of Craven, Cooper, Ewing, Fulcher, Geoffroy, Haynes, Henderson, Houk, Johnston of Washington, King, Lindsay, Lineback, McCubbins, Moring, Pinnix, Purnell, Reynolds, Roberts, Ryals, Shackelford, Todd of Ashe, Ward of Chowan—25.

On motion of Mr. Henderson, H. B. 458, a bill to remove obstructions from and provide for the passage and propa-

gation of fish in Catawba River, was put on its several readings.

Mr. Horton offered the following amendment:

After Catawba River add the "Yadkin River, from the North Carolina line to Patterson's Factory, in Caldwell county," and insert "rivers" wherever the word "river" occurs.

The amendment was accepted, and the bill so amended passed, and was ordered to be engrossed and sent to the Senate.

The hour for

THE SPECIAL ORDER

having arrived,

S. B. 408, H. B. 434, a bill to establish county governernments, was put on its second reading.

On motion of Mr. Staples, the bill was ordered to be considered by sections.

Section 1 was considered:

Mr. Wilson of New Hanover, offered an amendment which the Speaker, Mr. Moring in the chair, ruled out, as not being germane to the question, and the section was adopted. The second section was put, and the question was on the amendment proposed by the committee. Upon the adoption of which Mr. Bagley demanded the ayes and mays, the call was sustained and the amendments were adopted by the following vote.

Affirmative—Messrs. Abbott, Austin, Aycock, Bizzell, Brown, Bryson, Carter of Budcombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Dillard, Dunlap, Ewing, Fagan, Fennell, Fulcher, Gaither, Geoffroy, Godwin, Graves, Harriss, Hartsell, Henderson, Horton, Hughes, Jarvis, Koman, King, Lindsay, M'Brayer, McCubbins, McGehe, McCubbins, McCubbins, McCubbins, McGehe, McCubbins, McCu

Iver, McClure, McRae, Maddrey, Moring, Morris, Moseley, Moye, Parish, Peel, Powell, Proffitt, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Russell, Ryals, Sams, Shackelford, Simpson, Stephenson, Todd of Ashe, Vaughan, Wilson of Burke, Wilson of Transylvania, Worth and Yount—64.

Negative—Messrs. Bagley, Beam, Bledsoe, Bryant, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Crews, Davis of Haywood, Davis, of Lenoir, Fox, Harrison, Haynes, Hill, Hood, Houk, Johnson of Warren, Lineback, Lloyd, Ormond, Pinnix, Purnell, Reynolds, Rogers, Simmons, Singeltary, Staples, Swaim, Todd of Wake, Ward of Chowan, Ward of Bertie, White and Wilson of New Hanover.—36.

On this vote, Mr. Duggan announced that he had paired off with Mr. Braswell, on county government bill, and he was excused from voting.

Mr Reynolds offered the following amendment to section 2:

Amend section 2, line 4, after the word "surveyor" by adding "five commissioners."

Mr. Bagley offered the following amendments to the amendment:

Amend the amendment by inserting "not less than three nor more than five commissioners."

The amendment was accepted by Mr. Reynolds, and on the adoption of the amendment as amended, Mr. Bagley demanded the ayes and nayes, the call was sustained, and the amendment was rejected by the following vote:

Affirmative—Messrs. Bagley, Bledsoe, Rrown, Bryant, Cale, Carter of Warren, Cary, Clarke of Craven, Cooper, Crews, Davis of Lenoir, Ewing, Harrison, Haynes, Hill, Hood, Houk, Johnson of Warren, Lineback, Lloyd, McIver, McClure, Ormond, Pinnix, Purnell, Reynolds, Rogers, Sim-

mons, Todd of Wake, Ward of Chowan, Ward of Bertie, White, Wilson of New Hanover and Wilson of Transylvania—35.

Negative—Messrs. Abbott, Aycock, Beam, Bizzell, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Harriss, Hartsell, Henderson, Horton, Hughes, Kenan, King, Lindsay, M'Brayer, McCubbins, McGee, McRae, Middrey, Moring, Morris, Moseley, Moye, Parish, Peel, Powell, Proffit, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Singeltary, Simpson, Staples, Stephenson, Swaim, Todd of Ashe, Wilson of Burke, Winslow, Worth and Yount—64.

On this vote Mr. Johnston of Washington, announced that he had paired off with Mr. Baxter on county government bill, and he was excused from voting.

Mr. Ormond offered the following as an amendment to the amendment of the committee:

Strike out "Justices" and insert "qualified voters."

The amendment was rejected and the question then recurred on section 2 as amended, upon its adoption, Mr. Ormond demanded the ayes and nays. The call was sustained and section 2 was adopted by the following vote:

Affirmative—Messrs. Abbott, Austin, Aycock, Beam, Bizzell, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Harriss, Hartsell, Henderson, Horton, Houk, Hughes, Jarvis, Kenan, King, M'Brayer, McCubbins, McGehee, McIver, McClure, Maddrey, Moring, Morriss, Moseley, Moye, Parish, Peel, Proffitt, Quinnerly, Ransom, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Singeltary, Simpson, Staples, Stephenson, Swaim, Todd of

Ashe, Vaughan, Wilson of Burke, Wilson of Transylvania, Winslow, Worth, Yount-66.

Negative—Messrs. Bagley, Bledsoe, Brown, Bryant, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Crews, Ewing, Harrison, Haynes, Hill, Hood, Johnson of Warren, Lineback, Lloyd, Ormond, Pinnix, Purnell, Reynolds, Rogers, Simmons, Todd of Wake, Ward of Chowan, Ward of Bertie, Wilson of New Hanover—29.

Mr. Moring moved to go into committee of the whole, upon the remaining sections of the bill.

On that motion, Mr. Bagley demanded the ayes and nays. The call was sustained and the motion to go into committee of the whole was carried by the following vote:

Affirmntive—Messrs. Abbott, Austin, Aycock, Beam, Bizzell, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Harrison, Harriss, Hartsell, Henderson, Horton, Jarvis, Kenan King, M'Brayer, McCubbius, McGehee, McClure, McRae, Maddrey, Moring, Morriss, Moseley, Moye, Parish, Peel, Pinnix, Proffitt, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Singeltary, Simpson, Staples, Stephenson, Swaim, Winslow, Yount—60.

Negative—Messrs. Bagley, Bledsoe, Pryant, Bunn, Cale, Cary, Crews, Davis of Lenoir, Ewing, Graves, Haynes, Hill, Hood, Houk, Hughes, Johnson of Warren, Lindsay, Lineback, Ormond, Powell, Purnell, Reynolds, Rogers, Simmous, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, Ward of Rertie, White, Wilson of New Hanover, Wilson of Transylvania—34.

The House went into committee of the whole,

Mr. Parish in the chair.

The committee rose now and reported progress, and asked leave to sit again at half past eleven to-morrow, and leave was granted. On motion the House adjourned until to-morrow morning at half past ten o'clock.

SIXTIETH DAY.

House of Representatives, Wednesday, Feb. 14th, 1877.

The House met at half past ten o'clock and was called to order by Mr. Moring.

The reading of the Journal was dispensed with.

INTRODUCTION OF PETITIONS.

By Mr. Shotwell, a petition of Robert Simpson and 137 others praying the General Assembly not to pass a fence law, for the County of Mecklenburg.

By Mr. Henderson, a petition from Charlie H. McKenzie and 61 other citizens of Locke Township in the County of Rowan, praying for the passage of a law prohibiting live stock from running at large in Rowan and other counties;

By Mr. Henderson, a petition from Wm. N. Luckey and 57 other citizens of Scotch-Irish Township, Rowan County, against the passage of the proposed stock law for Rowan and certain other counties;

By Mr. Richardson, a petition from the Commissioners of Columbus County, asking the General Assembly not to pass an Act to change the line between the Counties of Columbus and Robeson, but that the same remain as it now is;

By Mr. Todd of Ashe, a petition of certain citizens of Wilkes and Ashe Counties, Baptist Church in Jackson County; and By Mr. Cooper, a bill to prohibit the sale of liquors within tive miles of the Court House in the town of Murphy, in the County of Cherokee; all of which were referred to the committee on propositions and grievances.

By Mr. Winslow, a bill to provide for working on the public roads, which was referred to the committee on the judiciary.

By Mr. McCubbins, a bill to amend the Act entitled an Act to raise revenue, chapter 185, section 23, laws of 1874-75.

By Mr. Lindsay, a bill to authorize the Commissioners of Rockingham County to issue bonds for the purpose of constructing a bridge in said County.

By Mr. Harris, a bill to allow the tax collector of the own of Concord, in the County of Cabarrus, to collect arrears of taxes.

By Mr. Cobb, a bill to authorize the Commissioners of Richmond County to levy a special tax; the last four were referred to the committee on finance.

By Mr. Rowland, a bill to change the lines of Back Swamp township, which was referred to the committee on corporations; and

By Mr. Bryant, a bill to regulate the rate of interest, which was placed on the calendar.

REPORTS OF COMMITTEES.

Mr. Dillard, from the committee on propositions and grievances, reported favorably on the following bills:

H. B. 482, a bill to be entitled an Act declaring Tranters Creek a lawful fence.

H. B. 500, a bill to be entitled an Act to ratify the action of the Commissioners of Henderson County in establishing Clear Creek township and certain township lines;

H. B. 513 a bill to be entitled an Act to prevent live stock from running at large in the counties of Rowan, Cabarrus and a portion of Iredell;

H. B. 515, a bill to be entitled an Act to prohibit the exportation of patridges;

H. B. 518, a bill to be entitled an Act to create a new

township in the county of Tyrell;

H. B. 540, a bill to be entitled an Act to create a new township in the county of Columbus to be known as Lake Waeamaw Township;

S. B. 412, H. B. 502, a bill to be entitled an Act to provide for the repairing of Quarantine Hospital, Smithville;

S. R. 502, H. R. 134, resolution for the relief of Hon. R. H. Cannon, now riding the 1st judicial district; also unfavorably

S. B. 339, H. B. 477, a bill to be entitled an Act for the relief of R. H. Cannon.

Mr. Richardson, from the same committee, made a report on H. B. 481, an Act to protect the farmers of Union county, submitting a substitute, and recommending the passage of the bill with the adoption of the substitute.

Mr. Henderson from the committee on corporations reported favorably on the following bills:

H. B. 484, an Act to incorporate the Hook and Ladder Company, No. 1, of Tarboro, Edgecombe county;

II. B. 498, a bill to authorize the construction of a turnpike road from Hayesville to Murphy;

S. B. 367, H. B. 535, a bill to be entitled an Act concern-

ing the town of Goldsboro;

S. B. 390, H. B. 478, a bill to be entitled an Act to amend an Act entitled an Act to incorporate the town of Hickory in Catawba county;

S. B. 396, H. B. 530, a bill to be entitled an Act to incorporate the Sovereigns of Industry, Lodge No. 1, Pender county;

S. B. 403, H. B. 532, a bill to be entitled an Act to incorporate the Lillington Academy of Pender county;

S. B. 404, H. B. 531, a bill to be entitled an Act to incor-

porate the South Fork Bridge Company in Ashe county;

S. B. 451, H. B. 533, a bill to be entitled an Act to incorporate the Pioneer Fire Company No. 2, in the city of Charlotte;

S. B. 476, H. B. 534, a bill to be entitled an Act to incorporate the Orphan's Home of Western North Carolina;

S. B. 479, H. B. 529, a bill to be entitled an Act to allow the Milton and Sutherlin Narrow Gauge R. R. Company to use 40 convicts; and

S. B. 499, H. B. 504, a bill to be entitled an Act to incorporate the town of Burnt Chimney, Rutherford county.

Mr. Staples from the Judiciary committee reported unfavorably on the following bills:

S. B. 317, H. B. 416, a bill to be entitled an Act to amend chapter 17, sub. chap. 3 of Battle's Revisal; and

S. B. 263, H. B. 433, a bill to be entitled an Act to amend sec. 23, chapter 45 of Battle's Revisal; also

II. B. 408, a bill to be entitled an Act for the relief of disabled soldiers, submitting a substitute and recommending with the adoption of the substitute that the bill do pass.

Mr. Moye, from the committee on corporations reported favorably on

H. B. 485, a bill to be entitled an Act concerning the taking of fish in Little Contentnea Creek and Sandy River Swamp.

Mr. Pinnix, from the Judiciary committee reported on

H. B. 359, an Act for the better government of the town of Thomasville, offering amendments and recommending passage of the bill, with the adoption of the amendments; and

H. B. 471, a bill to authorize the Register of Deeds of Dare county, to transcribe deeds and other papers in the counties of Hyde, Tyrrell and Currituck, pertaining to the county of Dare, submitting a substitute and recommending with the adoption of the substitute that the bill do pass.

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Mr. McGehee, from the committee on finances reported favorably on the following bills and resolutions:

H. B. 492, an Act to allow the Commissioners of Robeson

county to levy a special tax;

H. B. 512, a bill to be entitled an Act to allow the Commissioners of Onslow county to levy a special tax;

S. B. 389, H. B. 537, a bill to be entitled an Act to refund to Richmond and Danville R. R. Company certain taxes; also

H. R. 142, Resolution in relation to the Confederate Cemetary, offering an amendment and recommending, with the adoption of the amendment that the resolution do pass; and also unfavorably on

H. R. 119, Resolution asking Congress to repeal the act taxing State Banks.

Subsequently by consent,

Mr. Carter of Hyde, from the committee on internal improvements, reported on

H. B. 489, an Act to provide for the working of convicts on the Western (Fayetteville) R. R., submitting amendments and recommending with the adoption of the amendments that the bill do pass.

Mr. Ransom, from the committee of education, made a report upon the resolution in regard to the School Laws.

Mr. Shackelford, from the committee on engrossed bills, reported the following House Bill to have been correctly engrossed, and it was transmitted to the Senate for concurrence:

H. B. 458, a bill to be entitled an Act to remove obstructions from, and to provide for the propagation of fish in the Catawba and Yadkin Rivers.

INTRODUCTION OF RESOLUTIONS.

By Mr. Wilson of Burke, a resolution in regard to night sessions.

By Mr. Singeltary, a resolution in relation to the colored Insane Asylum.

By Mr. Cooper, a resolution to compel the President of the Winston North Carolina R. R. to make a report of the condition of the claims against M. S. Littlefield and Swepson and to require the Secretary of State to serve notice, &c.

By Mr. Rogers, a resolution in regard to the punishment of convicts in the State, now on the various Rail Roads and other public works; and

By Mr. M'Brayer, a resolution in favor of James B. Mc-Pherson, tax-collector of the county of Pender, all of which were placed on the calendar.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time and referred as follows:

By Mr. Staples, a bill to provide for the Superior Courts in the several counties to be styled the Courts of Common Pleas, which was referred to the committee on the Judiciatv, and which, under a suspension of the rules, were ordered to be printed.

By Mr. Wilson of New Hanover, a bill to make all outside and division banks on rice plantations, lying upon the Cape Fear River, from two miles above Wilmington to the mouth of the river a lawful fence, which, with the accompanying petition, was referred to the committee on the Judiciary.

By Mr. Stevenson, a bill to authorize the Commissioners of Alexander county to levy a special tax.

By Mr. Johnson of Warren, a bill to prevent the whipping of convicts.

By Mr. Todd of Ashe, a bill to alter the dividing line between the counties of Wilkes and Ashe.

By Mr. Shackelford, a bill to amend sec. 1, chapter 6, private laws of 1870-'71, relative to inspectors in the city of Wilmington.

By Mr. Spake, a bill to prohibit the sale of spirituous liquors within two miles of Hamburg, asking for a change of boundaries between said counties.

By Mr. Maddrey, a petition from certain citizens of Hertford county asking a law to prohibit the sale of liquors within two miles of the town of Winston.

By Mr. Rowland, a petition to change the boundary between the counties of Robeson and Columbus.

By Mr. Maddrey, a petition from certain citizens of Hertford county.

By Mr. Quinnerly, a petition from certain citizens of Pittcounty in regard to the prohibition of the sale of liquors in certain localities.

By Mr. Pinnix, a petition from a portion of the citizens of Davidson, praying the passage of a law prohibiting the sale of spirituous liquors within three miles of Piney Meeting House, all of which were referred to the committee on propositions and grievances.

By Mr. Cobb, an application from the Board of Commissioners of the county of Richmond to levy a special tax; which was referred to the committee on finance.

Mr Spake rose to a question of personal privilege in regard to reports in circulation respecting his vote in the late Gubernatorial election.

Under suspension of the rules, action was had on the following bills:

On motion of Mr. Parish,

H. B. 173, a bill to repeal chap. 340, Laws of 1874-'5, was withdrawn from the calendar and was made the special order for Wednesday next at 12 o'clock, and was ordered, together with the majority and minority reports, to be printed.

On motion of Mr. Wilson of Burke, the resolution introduced by himself during this morning's session in relation to night sessions was taken up on its adoption.

Upon its adoption, Mr. Lloyd demanded the ayes and

nays. The call was not sustained and the resolution was adopted.

S. B. 220, H. B. 449, a bill to amend the charter of the town of Salem, in the county of Forsythe, on motion of Mr. King, was put on its second reading and passed by the following vote:

Affirmative—Messrs. Abbott, Austin, Aycock, Beam, Bizzell, Brown, Carter of Hyde, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Dillard, Duggan, Dunlap, Ewing, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Harriss, Hartsell, Haynes, Henderson, Hood, Horton, Houk, Hughes, Jarvis, Kenan, King, Leach, Lindsay, Lineback, M'Brayer, McCubbins, McGehee, McIver, McClure, McRae, Maddrey, Moring, Moseley, Ormond, Parish, Peel, Pinnix, Powell, Proffitt, Purnell, Quinnerly, Ransom, Reynolds, Richardson, Roberts, Rose, Rowland, Ryals, Sams, Shackelford, Shotwell, Singeltary, Simpson, Spake, Stephenson, Swaim, Terry, Todd of Ashe, Todd of Wake, Vaughan, Williamson, Wilson of Transylvania, Worth, Yount—79.

Negative—Messrs. Bagley, Bledsoe, Bryant, Cale, Crews, Davis of Lenoir, Lloyd, Rogers, White—9.

A message was received from the Senate asking for the return of S. B. 479, a bill to allow the Milton and Souther-lin Narrow Gauge Rail Road to employ 40 convicts for the purpose of correcting an error in engrossment.

The bill asked for was ordered to be transmitted as requested, a message was sent to that body returning the same.

On motion of Mr. Singeltary, the rules were suspended and a resolution introduced by himself, during the morning session, in relation to the Asylum for the colored insane' was taken up and adopted and was ordered to be sent to the Senate, without engrossment; and it was so transmitted.

H. B. 460, a bill to incorporate La Grange Lodge, No. 70

I. O. O. F. in Lenoir county, on motion of Mr. Davis of Lenoir, was put on its several readings and passed, and was ordered to be engrossed and sent to the Senate.

II B. 489, a bill to provide for the working of convicts on the Western (Fayetteville) R. R. on motion of Mr. Rose was withdrawn from the calendar and made the special order for Friday

H. B. 471, a bill to authorize the Register of Deeds of Dare county to transcribe deeds and other papers in the counties of Hyd2, Tyrrell and Pasquotank, pertaining to the county of Dare, on motion of Mr. Pinnix, was put on its several readings, the substitute offered by the committee was adopted and the bill so substituted passed its several readings and was ordered to be engrossed and sent to the Senate for concurrence.

Leave of absence was granted to Mr. Powell until Monday next.

H. B. 461, a bill to incorporate the town of Vanceboro into the county of Craven, on motion of Mr. Clarke of Craven, was taken up on its second reading, but pending consideration the hour fixed for the House to go into committee of the whole was announced as having arrived; and the House went into

COMMITTEE OF THE WHOLE.

S. B. 408, H. B. 434, a bill to establish county government. Mr. Parish in the chair.

The committee having sat, rose and reported the bill had been fully considered, and asked leave to be discharged from the further consideration thereof; and leave was granted.

The bill was then put on its second reading and the question was upon the amendments adopted by the committee of the whole to the amendments proposed by the committee on county government.

Upon the question of concurrence in the amendments to the amendments, Mr. Bagley demanded the ayes and nays. The call was sustained and they were adopted by the fol-

lowing votes:

Affirmative—Messrs. Abbott, Austin, Aycock, Beam, Bizzell, Brown, Bryson, Carter of Hyde, Clark of Bladen, Cobb, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Harriss, Hartsell, Henderson, Horton, Houk, Hughes, Jarvis, Kenan, King, Lindsay, M'Brayer, McCubbins, McGehee, McIver, McClure, McRae, Maddrey, Moring, Morris, Moseley, Moye, Parish, Peel, Pinnix, Proffitt, Quinnerly, Ransom, Reynolds, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Singeltary, Simpson, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan, Wilson of Burke, Winslow, Worth, Yount—69.

Negative—Messrs. Bagley, Bledsoe, Bryant, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Crews, Davis of Lenoir, Ennis, Ewing, Haynes, Hill, Hood, Leach, Lineback, Lloyd, Ormond, Purnell, Reynolds, Rogers, Simmons, Terry, Todd of Wake, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of New Hanover—30.

Mr. Bagley offered the following amendment:

Strike out in sec. 4, the words "General Assembly" wherever they occur, and insert in lieu thereof, the word "people;" strike out the words "at its present session," after the words "General Assembly" in the 3d line; also strike out the words "at the present session of the" in the 16th and 17th line of said section."

Mr. Speaker decided that the question was upon the resolution embraced in the minority report, submitted in the nature of a substitute for the whole matter.

Upon the adoption of the resolutions of the minority, Mr. Bagley demanded the ayes and nays. The call was sustained and they were rejected by the following vote:

Affirmative—Messrs. Bagley, Bledsoe, Bryant, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Crews, Davis of Haywood, Davis of Lenoir, Ennis, Ewing, Haynes, Hill. Hood, Lindsay, Lloyd, Ormond, Purnell Reynolds, Rogers, Simmons, Terry, Todd of Wake, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of New Hanover and Wilson of Transylvania—30.

Negative—Messrs. Abbott, Austin, Aycock, Beam, Bizzell, Brown, Bryson, Carter of Hyde, Clark of Bladen, Cobb, Council, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy; Godwin, Graves, Harriss, Hartsell, Henderson, Horton, Houk, Hughes, Jarvis, Kenan, King, Leach, M'Brayer, McCubbins, McGehee, McIver, McClure, McRae, Maddrey, Moring, Morris, Moseley, Moye, Parish-Peel, Pinnix, Proffitt, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Singeltary, Simpson, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan, Wilson of Burke, Winslow, Worth and Yount—70.

Mr. Cooper was excused from voting on the minority resolutions.

Mr. Vaughan moved to adjourn until to-night at half past 7 o'clock, and on a division the motion was lost.

Mr. Clarke of Craven, moved to adjourn to half-past 10 o'clock to-morrow morning, and on that motion, Mr. Staples demanded the ayes and nays, the call was sustained, and the motion defeated by the following vote:

Affirmative—Messrs. Carter of Warren, Clark of Bladen, Clarke of Craven, Cobb, Council, Davis of Lenoir, Duggan, Ewing, Godwin, Harriss, Hill, Houk, Johnston of Washington, King, Leach, Lineback, Lloyd, M'Brayer, McIver, Ormond, Parish, Purnell, Quinnerly, Rogers, Simmons, Simpson, Spake, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, Ward of Bertie, Williamson, Wilson of New Hanover, Wilson of Transylvania and Winslow—36.

Negative—Messrs. Abbott, Austin, Aycock, Bagley, Beam.

Bizzell, Bledsoe, Braswell, Brown, Bryant, Bryson, Bunn, Cale, Carter of Hyde, Cary, Cooper, Crews, Davis of Haywood, Dillard, Dunlap, Ennis, Fagan, Fennell, Fox, Gaither, Geoffroy, Graves, Hartsell, Haynes, Henderson, Hood, Horton, Hughes, Jarvis, Kenan, McCubbins, McGehee, McClure, McRae, Maddrey, Moring, Morris, Moseley, Moye, Peel, Pinnix, Proffitt, Ransom, Reynolds, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Singeltory, Staples, Stephenson, Swaim, White, Wilson of Burke, Worth and Yount—65.

The question then recurred on the amendment to the bill offered by Mr. Bagley.

Mr. Davis of Lenoir, moved to adjourn until to-morrow morning at 10 o'clock.

Mr. Rose moved to amend by substituting half-past 7 o'clock to-night, and the motion was lost.

The question was then upon the motion of Mr. Davis of Lenoir, upon the adoption of which Mr. Ryals demanded the ayes and nays, the motion wrs lest and the motion of Mr. Davis, was put and carried, and the House adjourned until 10 o'clock tomorrow morning.

SIXTY-FIRST DAY.

House of Representatives, Thursday, Feb. 15th, 1877.

The House met at 10 o'clock, and was called to order by Mr. Moring.

The reading of the Journal of yesterday was dispensed with.

INTRODUCTION OF PETITIONS.

The following petitions were introduced and referred as followers:

By Mr. Clarke of Bladen, a petition of citizens of Bladen, Robeson and Cumberland counties, to proh.bit the sale of spirits within three miles of Bladen Union Church, in Bladen county.

By Mr. Clark of Bladen, a petition from citizens of Bladen county against the incorporation of Beth-Car Presbyterian Church, in said county.

By Mr. Cooper, a petition of citizens of Cherokee county, asking a law to require owners of land in said county to close the lines around their land; all of which were referred to the committee on propositions and grievances.

By Mr. Henderson, a petition by the merchants of the town of Salisbury, praying for the repeal of the privilege tax on merchants, which was referred to the committee on corporations.

REPORTS OF COMMITTEES.

Mr. Davis of Lenoir, from the committee on engrossed bills, reported the following bills to have been correctly engrossed, and they were transmitted to the Senate for concurrence:

H. B. 460, a bill to be entitled an Act to incorporate La-Grange Lodge, I. O. J. F., in Lenoir county.

. H. B. 422, a bill to be entitled an Act to incorporate Trent Lodge, No. 2, Independent Order of Mechanics, of the city of Newbern, county of Craven.

H. B. 556, a bill to be entitled an Act to authorize the commissioners of Dare county to have transcribed deeds and other papers on record in the counties of Hyde, Tyrrell and Currituck, pertaining to the lands of Dare county.

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Mr. Council, from the committee on propositions and grievances, reported on

H. B. 544, an Act to authorize the commissioners of Alexander county to levy a special tax.

Mr. Kenan, from the same committee, reported favorably on the following bills:

H. B. 496, a bill to be entitled an Act to create another township in Burke county.

H. B. 517, a bill to be entitled an Act to make all outside and division banks on rice plantations lying upon the Cape Fear river, from ten miles above Wilmington to the mouth of the river, lawful fences.

H. B. 545, an Act to prevent the whipping of convicts, asking its reference to the committee on penal institutions; and unfavorably on

II. B. 413, a bill to establish the county of Armfield from parts of Burke, Catawba, Cleveland and Lincoln counties;

H. B. 546, a bill to be entitled an Act to alter the dividing line between Wilkes and Ashe counties;

H. B. 548, a bill to be entitled an Act to amend section 1, chapter 6, Private Laws of 1870-'71, relative to the inspector in the city of Wilmington.

Mr. M'Brayer, from the judiciary committee, reported favorably on

S. B. 428, H. B. 528, a bill to be entitled an Act to require the county commissioners of Jones and Lenoir counties torun and mark a portion of the boundary line between saidle counties.

Mr. Rose, from the same committee, reported unfavorably on

S. B. 334, H. B. 465, a bill to be entitled an Act to define punishment.

Mr. Bagley, from the same committee, reported favorably on

S. B. 336, H. B. 524, a bill to be entitled an Act to provide for arranging disordered records of courts.

Mr. Bledsoe, from the judiciary committee, reported favorably on

S. B. 419, H. B. 503, a bill to be entitled an Act to amend chapter 176, laws of 1873-74.

Mr. Todd of Ashe, from the same committee, reported favorably on the Senate amendments to S. B. 207, H. B. 309.

Mr. Parish, from the came committee, reported favorably on

S. B. 329, H. B. 464, a bill to be entitled an Act to repeal chapter 117, laws of 1874-'75.

Mr. Vaughan, from the committee on insurance, reported favorably on

S. B. 372, H. B. 501, a bill to be entitled an Act to amend chapter 30, Acts of 1873-'74, entitled an Act in relation to foreign insurance companies.

Mr. McGehe, from the committee on finance, reported favorably on

H. B. 511, a bill to be entitled an Act to regulate the manner of making election returns.

Mr. Carter of Hyde, from the committee on internal improvements, reported on

H. B. 499, a bill to extend the charter of the North Carolina Border Railroad Company, submitting a substitute, and recommending with the adoption of the substitute that the bill do pass.

Mr. Roberts, from the committee on agriculture, &c., reported favorably on

H. B. 431, a bill to be entitled an Act to repeal section 20, chapter 65, of Battle's Revisal.

Mr. Singeltary, from the committee on railroads, post-roads, &c., reported favorably on

S. B. 350, H. B. 539, a bill to be entitled an Act to farm out convicts to labor on the railroad leading to Rutherfordton, in the county of Rutherford;

S. B. 374, H. B. 479, a bill to be entitled an Act to prevent injuries to railroads and canals; and unfavorably on

in the state of the state of the

S. R. 394, H. R. 139, resolution in relation to a Southern Pacific railroad; and subsequently

Mr. Kenan, from the committee on propositions and grievances, reported on

H. B. 493, a bill to be entitled an Act to amend chapter 262, laws of 1870-'71, concerning the removal of obstructions to the passage of shad up the Pedee, Yadkin and Uwharrie rivers.

Subsequently by consent,

Mr. Henderson, from the committee on the judiciary, made a report on

H. B. 320, S. B. 427, recommending non-concurrence in the Senate amendments to the same.

Mr. Henderson, from the committee on corporations, reported favorably on the following bills:

H. B. 553, a bill to be entitled an Act to change the lines of Back Swamp township;

H. B. 520, an Act to extend the time for the organization of the Atlantic Iron and Steel Manufacturing Company, and to change the name to Danbury Steel and Iron Manufacturing Company; and also on

H. B. 469, an Act to locate a permanent seat of justice in Pender county.

The following reports were also made from the judiciary committee:

By Mr. Cobb, on H. B. 324, S. B. 442, a bill to be entititled an Act to amend section 2, chapter 152, laws of 1871-72, recommending the adoption of the Senate amendments thereto;

By Mr. Staples, on H. B. 506, a bill to be entitled an Act to prevent fraudulent voting at elections and to protect the purity of the ballot box, recommending its passage; and

By Mr. Rowland, on H. B. 598, an Act requiring sheriffs and others to advertise sale of property in some newspaper, recommending that it do not pass.

INTRODUCTION OF RESOLUTIONS.

The following resolution was introduced, read the first time and took its place on the calendar:

By Mr. Fennell, a resolution of instructions to the judiciary committee relating to New Hanover county criminal court bill.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time, and referred as follows:

By Mr. Cooper, a bill to amend an Act entitled an Act to charter the Georgia and North Carolina railroad, chapter 167, laws of 1870-'71.

By Mr. Richardson, a bill to establish a Board of Audit and Finance for the city of Wilmington; both of which were referred to the committee on corporations.

By Mr. Council, a bill to allow the citizens of Watauga county to pass through the toll gates on the Caldwell and Watauga turnpike free of toll; which was referred to the committee on railroands, postroads, &c.

By Mr. Cooper, a bill to be entitled an Act to authorize the commissioners of Cherokee county to levy a special tax, which was referred to the committee on finance.

By Mr. Council, a bill to amend sec. 1, chapter 14, of laws of 1874-'5.

By Mr. McCubbins, a bill to amend chap. 52, section 7 of Battle's Revisal.

By Mr. Austin, a bill to prevent the sale of intoxicating liquors within two miles of Rehoboth Methodist Episcopal Church in the county of Union, all of which were referred to the committee on propositions and grievances.

By Mr. Roberts, a bill to repeal so much of the Act providing for additional terms of the Superior Courts of Hali-

fax and Northampton, as applies to Halifax; which was referred to the committee on the judiciary.

By Mr. Haynes, a bill to prohibit the sale of intoxicating liquors within two miles of Friendship Baptist Church, in the county of Yadkin.

By Mr. Carter of Warren, a bill to restore persons convicted of crimes, the right of citizenship in certain cases, both of which were referred to the committee on propositions and grievances.

By Mr. Simpson, a bill to incorporate the Polk county Narrow Gauge Rail Road.

By Mr. McRae, a bill to change the dividing line between Blue Springs and Lumber Bridge townships in the county of Robeson; both of which were referred to the committee on corporations.

THE UNFINISHED BUSINESS

of yesterday was taken up, but on motion of Mr. King, it was postponed to give way, under a suspension of the rules, to the consideration of

S. B. 220, H. B. 449, a bill to amend the charter of the town of Salem, in the county of Forsythe, on the third reading.

The bill passed its third reading by the following vote and was ordered to be enrolled for ratification:

Affirmative—Messrs. Abbott, Austin, Aycock, Beam, Bizzell, Brown, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Graves, Hartsell, Heap, Horton, Hughes, Jarvis, Kenan, King, Leach, Lindsay, M'Brayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Maddrey, Moring, Morris, Moseley, Moye, Parish, Pee', Pinnix, Proffitt, Quinnerly, Ransom, Richardson, Roberts, Rose, Ryals, Sams, Singeltary, Stephenson, Swaim, Todd of Ashe, Vaughan, Wilson of Burke, Winslow, Worth, Yount—61.

Negative—Messrs. Bagley, Bledsoe, Bryant, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Crews, Duggan, Ennis, Harriss, Haynes, Hill, Hood, Johnson of Warren, Lineback, Lloyd, Ormond, Reynolds, Simmons, Terry, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of Transylvania—26.

Mr. McBrayer moved to take up a resolution introduced by himself yesterday morning to put it on its adoption; and the House refused to suspend the rules.

THE UNFINISHED BUSINESS

of yesterday, being S. B. 408, H. B. 434, a bill to establish county governments was resumed,

Mr. Bagley being entitled to the floor, and was discussed until the hour for the consideration of

THE SPECIAL ORDER

being the Machinery Bill was commenced.

On motion of Mr. Moring, the consideration of the special order was postponed until the matter before the House was disposed of.

Mr. Moring offered the following amendment:

Amend section 4 as follows: In line 1 strike out "elected" and insert "recommended."

In line 3 strike out "elect" and insert "recommended to the Governor."

In line 8 strike out the word "elected" and insert "recommended."

In line 16 strike out "elected" and insert "recommended."

In the amendment adopted to sec. 4, strike out the word "elected" and insert "recommended."

Mr. Moring demanded the previous question.

Mr. Lloyd, Mr. King and Mr. Bledsoe gave notice of amendments.

The call for the previous question was sustained and the main question was ordered.

The question then recurred on the adoption of the amendment offered yesterday by Mr. Ragley, and on its adoption Mr. Ormond demanded the ayes and nays. The call was sustained and the amendment was rejected by the following vote: Mr. Bledsoe giving notice of intention to explain his vote:

Affirmative—Messrs. Bagley, Bledsoe, Bryant, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Cooper, Crews, Davis of Lenoir, Ennis, Ewing, Haynes, Heap, Hill, Hood, Horton, Johnson of Warren, Leach, Lineback, Lloyd, McIver, McClure, Ormond, Purnell, Reynolds, Simmons, Terry, Todd of Wake, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of New Hanover, Wilson of Transylvania—36.

Negative—Messrs. Abbott, Ardrey, Austin, Aycock, Beam, Bizzell, Brown, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Harriss, Hartsell, Henderson, Houk, Hughes, Jarvis, Kenan, King, Lindsay, M'Brayer, McCubbins, McGehee, McLean, McRae, Maddrey, Moring, Morris, Moseley, Moye, Parish, Peel, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Ryals, Sams, Shackelford, Singeltary, Simpson, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan, Wilson of Burke, Winslow, Worth, Yount—66.

The question was then put on the amendment offered by Mr. Moring.

On its adoption Mr. Clarke of Craven demanded the ayes and nays. The call was sustained, and the amendment was rejected by the following vote:

Affirmative—Messrs. Aycock, Beam, Bizzell, Brown, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Kenan, Lindsay, M'Brayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Moring, Morris, Moseley, Roberts, Rose, Rowland, Sams, Singeltary, Spake, Swaim, Vaughan, Winslow, Worth—40.

Negative—Messrs. Abbott, Ardrey, Austin, Bagley, Bledsoe, Bryant, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Council, Crews, Davis of Lenoir, Ennis, Ewing, Graves, Harriss, Hartsell, Haynes, Heap, Henderson, Hill, Hood, Horton, Houk, Hughes, Jarvis, Johnson of Warren, King, Leach, Lineback, Lloyd, McClure, Maddrey, Moye, Ormond, Parish, Peel, Pinnix, Proffitt, Purnell, Quinnerly, Ransom, Reynolds, Richardson, Shackelford, Simmons, Simpson, Stephenson, Terry, Todd of Ashe, Todd of Wake, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Yount—61.

The question was then put on the passage of the bill on its second reading, upon which Mr. Bagley demanded the ayes and nays.

The call was sustained. Mr. Graves gave notice of intention to explain his vote, and the bill passed its second reading by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Austin, Aycock, Beam, Bizzell, Brown, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Harriss, Hartsell, Heap, Henderson, Hughes, Jarvis, Kenan, King, Lindsay, M'Brayer, McCubbins, McGehee, McLean, McRae, Maddrey, Moring, Morris, Moseley, Moye, Parish, Peel, Proffitt, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Ryals, Sams, Shackelford, Singeltary, Simpson, Spake, Staples, Stephenson, Swaim,

Todd of Ashe, Vaughan, Wilson of Burke, Wilson of Transylvania, Winslow, Worth, Yount-66.

Negative—Messrs. Bagley, Bledsoe, Bryant, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Cooper, Davis of Lenoir, Ennis, Ewing, Graves, Haynes, Hill, Hood, Horton, Houk, Johnson of Warren, Leach, Lineback, Lloyd, McIver, McClure, Ormond, Pinnix, Purnell, Reynolds, Shotwell, Simmons, Terry, Todd of Wake, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of New Hanover—37.

Without objection the bill went to its third reading.

Mr. Clarke of Craven sent forward the following amendment:

"Amend section 4, line 4 by inserting after the word "state," the following words: "One at least of whom shall not be of the same political party as the Governor."

Mr. Vaughan, Mr. King, Mr. Lloyd and Mr. Todd of Ashe gave notice of amendment.

Mr. Moring called the previous question on the passage of the bill, and on that question Mr. Clarke of Craven demanded the ayes and nays. The call was sustained, and the call for the previous question was sustained by the following vote, and the main question was ordered:

Affirmative—Messrs. Abbott, Ardrey, Austin, Aycock, Beam, Bizzell, Browu, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Harriss, Hartsell, Heap, Henderson, Jarvis, Leach, Lindsay, M'Brayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Maddrey, Moring, Morris, Moseley, Parish, Peel, Pinnix, Proffitt, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Ryals, Sams, Shackelford, Shotwell, Singeltary, Simpson, Spake, Staples, Stephenson, Wilson of Burke, Wilson of Transylvania, Winslow, Worth, Yount—65.

Negative—Messrs. Bagley, Bledsoe, Bryant, Bunn, Cale, Carter of Warren, Clarke of Craven, Crews, Davis of Lenoir, Ennis, Ewing, Graves, Haynes, Hill, Hood, Horton, Houk, Hughes, Johnson of Warren, King, Lineback, Lloyd, Moye, Ormond, Purnell, Reynolds, Simmons, Terry, Todd of Wake, Vaughan, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of New Hanover—35.

The question was then put on the amendment of Mr. Clarke of Craven and it was rejected.

Mr. Henderson, by leave substituted the following amendments:

Amend by adding at the end of section 4 the following: "When new townships shall be established, if the General Assembly shall not be in session, the Governor shall appoint the justices of the peace—therein, and they shall hold their offices until the next meeting—of—the General Assembly and until their successors shall be elected and qualified," and the amendment was adopted.

An amendment offered by Mr. King was withdrawn. Mr. Vaughan submitted the following amendment:

"Amend by striking out all that portion of the bill that provides for the election of commissioners by the justices."

And on its adoption, Mr. Vaughan demanded the ayes and nays. The call was sustained and the amendment was rejected by the following vote:

Affirmative—Messrs. Bagley, Bledsoe, Brown, Bryant, Bryson, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Council, Crews, Davis of Lenoir, Ennis, Ewing, Haynes, Heap, Hill, Hood, Houk, Johnson of Warren, Kenan, Lineback, Lloyd, McIver, McClure, Ormond, Pinnix, Proffitt, Purnell, Reynolds, Simmons, Terry, Todd of Ashe, Todd of

Wake, Vaughan, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of New Hanover—41.

Negative—Messrs. Abbott, Ardrey, Austin, Aycock, Beam, Bizzell, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Harriss, Hartsell, Henderson, Horton, Hughes, Jarvis, King, Leach, M'Brayer, McCubbins, McGehee, McLean, McRae, Maddrey, Moring. Morris, Moseley, Moye, Parish, Peel, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Ryals, Sams, Shackelford, Singeltary, Simpson, Spake, Staples, Stephenson, Swaim, Wilson of Burke, Wilson of Transylvania, Winslow, Worth, Yount—61.

Mr. Vaughan, by leave, submitted the following amendment:

Amend section 4 as follows:

In line 1 strike out "elected" and insert "recommended."
In line 3 strike out "elect" and insert "recommended to
the Governor."

In line 8 strike out "elected" and insert "recommended."

In line 10 strike out "elected" and insert "recommended."

In line 16 strike out "elected" and insert "recommended."

In the amendments to section 4 strike out the word "elected" and insert "recommended."

The question was put on the amendment, and it was rejected.

Mr. Todd of Ashe submitted the following amendment.

In line 31 strike out the words "for such services."

Upon its adoption Mr. Ormond demanded the yeas and nays.

The call was sustained and the amendment was rejected

by the following vote:

Affirmative—Messrs. Austin, Aycock, Bagley, Bledsoe, Bryant, Bryson, Bunn, Cale, Clark of Craven, Council, Crews, Davis of Lenoir, Ennis, Geoffroy, Graves, Haynes, Heap, Hill, Hood, Horton, Houk, Kenan, King, Lineback, Lloyd, McRae, Ormond, Purnell, Reynolds, Riehardson, Rowland, Simmons, Simpson, Terry, Todd of Ashe, Vaughan, Ward of Chowan, Ward of Bertie, White, Wilson of New Hanover and Worth—42.

Negative—Messrs. Abbott, Ardrey, Beam, Bizzell, Brown, Carter of Warren, Clark of Bladen, Cobb, Davis of Haywood, Dillard, Dunlap, Ewing, Fagan, Fennell, Fox, Fulcher, Gaither, Godwin, Harris, Hartsell, Henderson, Hughes, Johnson of Warren, Leach, McBrayer, McCubbins, McGehee, McIver, McClure, Maddrey, Moring, Morris, Moseley, Moye, Parish, Peel, Pinnix, Proffitt, Quinnerly, Ransom, Roberts, Rose, Ryals, Sams, Shackelford, Singeltary, Staples, Stephenson, Swaim, Todd of Wake, Wilson of Burke, Wilson of Transylvania, Winslow and Worth—54.

Mr. Lloyd submitted the following amendment:

"Provided, Before this Act shall take effect in Pender county the question shall be submitted to the qualified voters of said county to be decided."

And upon this amendment, Mr. Lloyd demanded the yeas and nays.

The call was sustained and the amendment was rejected by the following vote;

Affirmative—Messrs. Bagley, Bledsoe, Bryant, Bunn, Cale, Carter of Warren, Cary, Clark of Craven, Crews, Davis of Lenoir, Ennis, Ewing, Haynes, Heap, Hill, Hood, Johnson of Warren, Lineback, Lloyd, McBrayer, Reynolds, Scott, Simmons, Terry, Ward of Chowan, Ward of Bertie, White and Wilson of New Hanover—28.

Negative—Messrs. Abbott, Ardrey, Austin, Aycock, Beam, Bizzell, Brown, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Harriss, Hartsell, Henderson, Horton, Houk, Hughes, Jarvis, Kenan, King, Leach, McCubbins, McGehee, McClure, McRae, Maddrey, Moring, Morris, Moseley, Moye, Parish, Peel, Pinnix, Proffitt, Purnell, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Ryals, Sams, Shackelford, Singeltary, Simpson, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Vaughan, Wilson of Burke, Wilson of Transylvania, Winslow, Worth and Yount—72.

The question was then on the bill on its third reading, upon which Mr. Crews demanded the year and nays, and the call was sustained.

Mr. Bledsoe and Mr. Purnell gave notice of intention to explain their votes.

The roll was called and the bill passed its third reading and was ordered to be sent to the Senate with engrossed amendments:

Affirmative—Messrs. Abbott, Ardrey, Austin, Aycock, Bizzell, Brown, Bryson, Carter of Buncumbe, Carter of Hyde, Clark of Bladen, Cobb, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Harris, Hartsell, Heap, Henderson, Hughes, Jarvis, Kenan, King, Leach, Lindsay, McBrayer, McCubbins, McGehee, McLean, McRae, Maddrey, Moring, Morris, Moseley, Moye, Parish, Peel, Proffitt, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Ryals, Sams, Shackelford, Shotwell, Singeltary, Simpson, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan, Wilson of Burke, Wilson of Transylvania, Winslow, Worth and Yount—67.

Negative—Messrs. Bagley, Bledsoe, Bryant, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Cooper, Crews, Davis of Lenoir, Ennis, Ewing, Graves, Haynes, Hill, Hood, Horton, Houk, Johnson of Warren, Lineback, Lloyd, McIver, McClure, Ormond, Pinnix, Purnell, Reynolds, Scott, Simmons, Terry, Todd of Wake, Ward of Chowan, Ward of Bertie, White, Williamson and Wilson of New Hanover—38.

Mr. Carter of Hyde, moved to reconsider the vote by which the bill passed its third reading, and to lay that motion on the table.

On the motion to table, Mr. Bagley demanded the yeas and nays, and the motion to reconsider was laid on the table by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Austin, Aycock, Biz zell, Bledsoe, Brown, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Graves, Harriss, Hartsell, Heap, Henderson, Horton, Hughes, Jarvis, Kenan, Leach, Lindsay, M'Brayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Maddrey, Moring, Morris, Moseley, Moye, Parish, Peel, Quinnerly, Ransom, Rose, Rowland, Ryals, Sams, Shackelford, Singeltary, Simpson, Spake, Staples, Stephenson, Swaim, Wilson of Burke, Wilson of Transylvania, Winslow, Worth—66.

Negative—Messrs. Bagley, Bryant, Bunn, Carter of Warren, Clarke of Craven, Cooper, Crews, Davis of Lenoir, Ennis, Ewing, Haynes, Hill, Hood, Houk, Johnson of Warren, King, Lineback, Lloyd, Ormond, Pinnix, Purnell, Reynolds, Scott, Simmons, Terry, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of New Hanover—34.

In the various votes in this bill Mr. Duggan was excused from voting, having paired off with Mr. Braswell.

LEAVE OF ABSENCE

was granted to Mr. Bagley from to-morrow until Tuesday next.

To Mr. Harrison and to Mr. Price from yesterday until Saturday.

On motion of Mr. M'Brayer,

H. R. 147, a resolution in favor of Jas. B. McPherson, tax-collector of Pender county, was put on its several readings.

Mr. Rose moved to amend by striking out the words "all liability on such bond," and inserting "the penalty imposed for each failure."

The amendment was accepted and the resolution as amended, passed and was ordered to be sent to the Senate without engrossment.

Mr. Bagley moved that the machinery bill be made the special order for to-morrow at 11 o'clock.

Mr. Todd of Ashe moved to amend by making the hour 10 o'clock.

The amendment was rejected and the motion of Mr. Bagley prevailed.

On motion of Mr. Singeltary, S. R. 394, H. R. 139, a resolution in relation to the Southern Pacific railroad was withdrawn from the calendar and recommitted to the committee on railroads, postroads, &c.

A message was announced from the Senate transmitting S. B. 97, a bill to regulate the practice of Dentists in North Carolina.

S. B. 458, a bill to provide for an inferior court in the several counties in the State.

They were read the first time and were both referred to the committee on the judiciary.

A message was also announced from the Senate transmitting.

S. B. 479, a bill to allow the Milton and Sutherlin Narrow Gauge Railroad Company to use forty convicts until December 15th, 1877, returned to this Housewith corrected engrossment, and it was placed on the calendar.

A message from the Senate was also received transmit-

ting the report of the joint committee on the library; which was placed on the calender.

A message was also received from the Senate transmitting

- S. B. 547, a bill to incorporate the town of Littleton in the counties of Halifax and Warren.
- H. B. 507, a bill for the relief of Albert Murray, former sheriff of Alamance county.
- S. B. 579, a bill to amend chapter 77, private laws of 1870-'71.
- S. B. 418, a bill to aid in the completion of the Cheraw and Salisbury Railroad.
- S. B. 310, a bill to perfect titles to land sold under the order of any courts.

Senate amendment to H. B. 246, S. B. 402, a bill to amend sections 1 and 5, chapter 138, laws of 1873-'74, and

Senate amendment to H. R. 108, S. R. 527, a resolution authorizing the engrossing clerk of the House, to employ one assistant.

They were read the first time and referred

- S. B. 547, to the committeee on corporations;
- S. B. 310, to the committee on the judiciary;
- S. B. 418, to the committee on corporations;
- S. B. 507, to the committee on finance;
- S. B. 579, to the committee on propositions and grievances.

Senate amendments to H. R. 106, to the calendar; and Senate amendments to H. B. 246, to the judiciary committee.

A message was received from the Senate, announcing that the Senate had concurred in the following House amendments to S. B. 67, H. B. 407, a bill for the speedy completion of the Western North Carolina Railroad, &c.

1st. Amend section 1, by striking out in line 7 the words "and subject to all the duties imposed."

2nd. strike out in line 2, section 1, "organized in pursuance," and insert "created by virtue."

3rd. Insert after the words "kind" and before the word "of" in line 20, the words "nor as a continuation."

Amendment to section 2, strike out in line 28, all after the word "Act" and insert the following:

And no director other than the president, shall receive for his services any compensation except ten cents per mile for the distance traveled from and to his house by the most direct usual route of travel to the place of meeting of the Board of Directors.

Amendment to section 5, insert in line 8 between the words "railroad" and "and" the following:

"Provided the convicts assigned, shall be at least five hundred, and the number so assigned shall not exceed five hundred until other roads and public works to which convicts are, or shall be allowed to be used, shall have been supplied."

And have concurred in the first House amendment to section 2, with the following amendments thereto:

And that the private stockholders shall have the appointment of three directors."

And have refused to concur in the following House amendment:

To strike out all of section 1, after the word "company" in line 22.

To strike out section 3;

To strike out in section 8, all after the word passed in line 25, being the proviso;

To add a new section, No. 11, and

To amend by renumbering the sections.

On motion of Mr. Carter of Buncombe, S. B. 67, a bill for the speedy completion of the Western North Carolina Railroad, was made the special order for half-past 12 o'clock to-morrow.

Mr. McLean moved to adjourn until half-past ten o'clock to-morrow morning.

Mr. Moye, moved to amend by making the hour 10

The amendment was adopted, and the House adjourned to that hour.

SIXTY-SECOND DAY.

House of Representatives, Friday, Feb. 16th, 1877.

The House met at 10 o'clock, and was called to order by Mr. Moring.

The reading of the Journal of yesterday was dispensed with.

INTRODUCTION OF PETITIONS.

By Mr. Ardrey, a petition from 213 citizens of Mecklenburg county in addition to 3,000 names already presented in favor of the stock law.

By Mr. Carter of Hyde, a petition from sundry citizens of Hyde county asking for a repeal of sections 13, 14, 15 and 16, of chapter 83, Battle's Revisal, entitled "Oysters and other fish."

By Mr. Carter of Hyde, a counter petition of citizens of the same county on the same subject. By Mr. Austin, a petition of citizens of Union county-asking the incorporation of Rehoboth Church.

By Mr. Pinnix, a petition from a portion of the citizensof Davidson county praying for the establishment of a publicferry across the Yadkin river, all of which were referred tothe committee on propositions and grievances.

Mr. Shackelford, from the committee on engrossed bills, reported the following House bills and amendments to have, been correctly engrossed, and they were transmitted to the Senate for concurrence:

H. R. 147, resolution in favor of James B. McPherson, tax collector of Pender county.

Engrossed House amendments:

S. B. 408, H. B. 434, a bill to be entitlen an act to establish county governments.

REPORTS OF COMMITTEES.

Mr Kenan, from the committee on propositions and grievances, reported favorably on the following bills:

H. B. 516, a bill to repeal chapter 52, Private Laws of 1874-775;

H. B. 561, a bill to amend section 1, of chapter 14, laws; of 1874-'75;

H. B. 562, a bill to be entitled an Act to amend chapter-52, section 7, of Battle's Revisal; and unfavorably on

H. B. 483, a bill to be entitled an Act to make the Hia-wassee river, in the county of Cherokee, a lawful fence;

H. B. 522, a bill to be entitled an Act to amend chapter-116, section 2, Battle's Revisal, to give the county standard keepers balances;

H. B. 177, S. B. 268, a bill to be entitled an Act to punish the felling of timber in the Tennessee river, in Macon county.

Mr. Parish, from the committee on insane asylum, reported favorably on

H. B. 490, a bill to be entitled an Act to repeal sections 28 and 29, of chapter 6, Battle's Revisal, in reference to the expenses incurred in bringing insane persons to the asylum.

Mr. Singeltary, from the committee on counties, cities,

towns, &c., reported favorably on the following bills:

H. B. 559, a bill to allow the citizens of Watauga county to pass through the toll gate on the Caldwell and Watauga turnpike road free of toll.

S. R. 394, H. R. 139, resolution in relation to a Southern Pacific railroad.

Mr. Richardson, from the committee on propositions and grievances, reported favorably on

H. B. 209, a bill to be entitled an Act to amend sections 4 and 10, chapter 83, Battle's Revisal.

Mr. McGehee, from the committee on finance, reported favorably on the following bills:

H. B. 552, an Act to allow the tax collector of the town of Concord, in the county of Cabarrus, to collect arrears of taxes;

H. B. 554, a bill to be entitled an Act to authorize the commissioners of Richmond county to levy a special tax; and unfavorably on

H. B. 550, a bill to be entitled an Act to amend an Act entitled an Act to raise revenue.

INTRODUCTION OF RESOLUTIONS.

By Mr. Bryson, a resolution on adjournment, which took its place on the calendar.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time and referred as follows:

By Mr. Williamson, an Act to prevent cruelty to animals, which was referred to the judiciary committee.

By Mr. Roberts, a bill in relation to the Roanoke and Tar River Agricultural Society; which was referred to the committee on finance.

By Mr. Lloyd, a bill to be entitled an Act to restore the rights of citizenship to all persons convicted for any crime since the adoption of the Constitutional amendments.

By Mr. Stevenson, an Act to secure the better drainage of the low lands of the Muddy Fork of Lower Little river, in Alexander county.

By Mr. Wilson of New Hanover, an Act to authorize New Hanover county to levy special taxes.

By Mr. Council, a bill to be entitled an Act to change the boundary lines between the counties of Watauga, Wilkes and Ashe.

By Mr. Shotwell, a bill to be entitled an Act to conferupon the mayor of Charlotte the criminal jurisdiction of a justice of the peace, and other judicial powers; all of which was referred to the committee on propositions and grievances.

By Mr. Spake, an Act to establish a new county by the name of Wade Hampton, which was referred to the committee on counties, cities, towns, &c.

By Mr. Bryson, a bill to submit the question of repudiating the State debt to the qualified voters of the State, which took its place on the calendar.

LEAVE OF ABSENCE

was granted

To Mr. McRae from to-day until Thursday next, and he was also announced as having paired off with Mr. Bagley-

To Mr. Aycock from to-day until Tuesday next;

To Mr. Davis of Lenoir for the same time;

To Mr. Yount from to-morrow indefinitely;

To Mr. Bunn from to-morrow until Thursday next;

To Mr. Austin from to-day indefinitely, and

To Mr. Quinnerly from to-day until Monday.

On motion of Mr. Shackelford, the calendar for to-day was placed at the disposal of the Speaker.

The Speaker put before the House

H. B. 544, a bill to authorize the commissioners of Alexander county to levy a special tax, on its second reading, and it passed by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Austin, Aycock, Beam, Bizzell, Bledsoe, Brown, Bryant, Bryson, Cale, Carter of Hyde, Carter of Warren, Cary, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Davis of Lenoir, Dillard, Duggan, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Harriss, Hartsell, Haynes, Henderson, Hill, Hood, Horton, Houk, Hughes, Jaivis, Johnson of Warren, Kenan, King, Leach, Lineback, Lloyd, M'Brayer, McCubbins, McGehee, McIver, McLean, McClure, Maddrey, Moring, Morris, Moseley, Moye, Parish, Peel, Pinnix Proffitt, Quinnerly, Ransom, Reynolds, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Scott, Shackelford, Singeltary, Simpson, Spake, Stephenson, Swaim, Vaughan, Ward of Chowan, Ward of Bertie, White, Wilson of New Hanover, Wilson of Transylvania, Winslow and Worth-89.

. Negative-Messrs. Bunn, Crews and Ormond-3.

H B. 371, a bill to authorize the commissioners of Person county to levy a special tax, on its second reading, passed by the following vote:

Affirmative—Messrs. Ardrey, Austin, Aycock, Beam, Bizzell, Brown, Bryant, Bryson, Bunn, Cale, Carter of Warren, Cary, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dillard, Duggan, Dunlap, Ennis, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Harris, Hartsell, Haynes, Heap, Henderson, Hill, Horton, Houk, Hughes, Jarvis, Johnson of Warren, Johnston of Washington, King, Leach, Lineback, Lloyd, McBrayer, McCubbins, McGehee, McIver, McLean, McClure, Maddrey, Moring, Morris, Mose-

ley, Moye, Parish, Peel, Pinnix, Proffitt, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Scott, Shackelford, Singeltary, Simpson, Spake, Stephenson, Swaim, Todd of Ashe, Vaughan, Ward of Chowan, Ward of Bertie, White, Wiliamson, Wilson of Burke Wilson of New Hanover, Wilson of Transylvania and Worth—86.

Negative—Messrs. Bledsoe, Crews and Ormond—3.

H. B. 285, a bill to be entitled an Act to amend chapter 218, laws of 1870-'71, entitled an Act to incorporate the Mount Airy and Central Railroad Company, was put on its second reading.

The substitute offered by the committee on corporations was accepted, the substitute embracing all the amendments proposed by the committee to the original bill.

Mr. Richardson offered the following amendment, which was accepted:

"Provided, That nothing in this Act shall be construed to exempt said railroad or the property or franchise thereof from taxation."

Mr. Carter of Buncombe offered the following amendment which was accepted:

Amend by adding a section in these words:

"Sec. 7. Nothing in this Act shall be so construed as to reduce the working force of convicts on the Western North Carolina Railroad below 500."

Mr. Pinnix moved that the bill be recommitted to the committee on internal improvements with instructions to report this evening, and on a division the motion was lost and the bill so substituted and amended was put on its second reading and passed by the following vote:

Affirmative-Messrs. Ardrey, Austin, Aycock, Beam, Biz-

zell, Bledsoe, Browu, Bryant, Bryson, Carter of Buncombe, Cary, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Davis of Haywood, Dillard, Duggan, Dunlap, Ewing, Fagan, Fennell, Fox, Gaither, Geoffroy, Godwin, Graves, Harriss, Haynes, Heap, Henderson, Horton, Houk, Hughes, Jarvis, Johnson of Washington, Kenan, King, Leach, Lindsay, Lineback, M'Brayer, McCubbins, McGehee, McIver, McLean, McClure, Maddrey, Moring, Morris, Moseley, Moye, Ormond, Parish, Peel, Proffitt, Quinnerly, Ransom, Richardson, Rose, Rowland, Rush, Ryals, Sams, Scott, Shackelford, Shotwell, Singeltary, Simpson, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Vaughan, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow and Worth—82.

Negative—Messrs. Bunn, Cale, Carter of Warren, Crews, Johnson of Warren, Lleyd, Pinnix, Reynolds, Simmons, Terry, Ward of Bertie, White and Williamson—13.

Mr. Graves moved the bill be made the special order for to-morrow at 12 o'clock, and it was so ordered by the House.

Mr. Bledsoe rose to a question of personal privilege in relation to a report in the "News" newspaper of this morning of his remarks in the discussion of yesterday on the bill for the establishment of county government.

The House then went into

COMMITTEE OF THE WHOLE.

on the machinery bill.

The committee rose and reported that they had fully considered the bill and asked leave to be discharged from the further consideration thereof, and leave was granted.

THE SPECIAL ORDER

gave way to the motion of Mr. Henderson to suspend the rules to make

H. B. 264, a bill to provide for the prosecution of the work on the Western Insane Asylum, the special order for Tuesday next at 12 o'clock, and it was so ordered by the House.

On motion of Mr. Rose the consideration of

H. B. 489, a bill to provide for the working of convicts on the Western (Fayetteville) railroad, which was the special order of the hour, was postponed until half-past 7 o'clock to-night.

The question before the House was the consideration of the next special order,

S. B. 67, a bill for the speedy completion of the Western North Carolina railroad, the question coming up on the non-concurrence of the Senate in the amendments made by the House.

On motion of Mr. Todd of Ashe, the consideration of the bill was postponed until the matter before the House was disposed of, and the machinery bill was put on its second reading.

Mr. McGehee called the previous question, and the call was sustained and the clerk was directed to read the amendments adopted by the committee of the whole, *scriatum*.

Mr. Carter of Buncombe, moved that the amendments be put as a whole, and the motion failed.

On the adoption of the amendment to section 12, line 24,

Mr. Ormond demanded the yeas and nays.

The call was not sustained, and the quest.on then recurred upon the bill as rmended, and it passed.

On motion of Mr. Wilson of Burke, the House proceeded to the nomination of a Speaker of the House, *pro tem*.

Mr. Staples nominated Mr. Moring, the present temporary occupant of the chair.

Mr. Crews nominated Mr. Johnston of Washington.

The House proceeded to vote with the following result:

FOR MR. MORING:

Messrs. Abbott, Ardrey, Beam, Bizzell, Bledsoe, Brown,

Bryant, Bryson, Cale, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Ennis, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Harriss, Hartsell, Haynes, Henderson, Hill, Hood, Horton, Houk, Jarvis, Johnson of Washington, Kenan, Leach, incback, Lloyd, M'Brayer, McCubbins, McGehee, McIver, McClure, Moseley, Parish, Peel, Pinnix, Proffitt, Quinnerly, Ransom, Reynolds, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Singeltary, Simpson, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan, Wilson of Burke, Wilson of Transylvania and Worth—75.

FOR MR. JOHNSTON, of Washington:

Messrs. Crews, Duggan, Ewing and Moring-4.

Mr. Ormond voted for Mr. Pinnix.

And Mr. Moring was declared duly elected Speaker protem., and was conducted to the chair by Mr. King and Mr. Johnston of Washington.

On motion of Mr. Pinnix, the machinery bill was put on its third reading.

Mr. McGehee called the previous question.

The call was sustained and the main question was ordered.

The bill was then put on its third reading and passed, and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Kenan, the House adjourned until this evening at half-past 7 o'clock.

EVENING SESSION.

FEBRUARY, 16ht, 1877.

The House met at half-past 7 o'clock, Mr. Moring in the chair.

The Speaker announced that the Journals of this morning session will be read the next morning in connection with the journals of the evening session.

LEAVE OF ABSENCE.

was granted to Mr. Roberts from to-morrow until Wednesday next.

To Mr. Speaker, from to-morrow until Tuesday;

To Mr. Johnson of Warren, from to-day until Monday next;

To Mr. Henderson, from to-morrow until Wednesday next; and

To Mr. Todd of Wake, from to-morrow until Tuesday

THE SPECIAL ORDER

Being H. B. 489, a bill to facilitate the construction of the Western (Fayetteville) Railroad was put on its second reading.

The question was put on the adoption of the amendments proposed by the committee, they were accepted and the bill so amended, passed its second reading and without objection, was put on its third reading, and passed, and was ordered to be engrossed and sent to the Senate.

Mr. Crews, by consent introduced a resolution in relation to the amended constitution, which was placed on the calendar.

THE UNFINISHED BUSINESS

The consideration of the message of the Senate conveying the refusal of that body to concur in the amendments of the House to S. B. 67, a bill for the speedy completion of the W. N. C. R. was resumed.

The question was upon receding from the amendments or adhering to them.

After discussion, Mr. Vaughan moved to lay the whole matter on the table, the speaker ruled that the motion was not in order, the bill not being before the House, but only the question, of receding from the amendment of the House.

Mr. Carter of Buncombe, after the discussion by the House of the question moved that the House recede from the amendments.

On this question, Mr. Purnell called the previous question, the call was sustained and the main question was ordered.

On the question for receding, Mr. Vaughan demanded the yeas and nays, the call was sustained and the House agreed to recede by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Bledsoe, Braswell, Brown, Bryant, Bryson, Cale, Carter of Buncombe, Carter of Hyde, Cooper, Council, Davis of Haywood, Dillard, Dun, lap, Ennis, Fulcher, Gaither, Geoffroy, Godwin, Harris-Hartsell, Haynes, Heap, Henderson, Hill, Hood, Horton, Houk, Leach, Lloyd, M'Brayer, McCubbins, McGehee, McLean, McClure, McRae, Maddrey, Morris, Proffitt, Purnell, Ransom, Reynolds, Richardson, Roberts, Rose, Rush, Russell, Ryals, Sams, Scott, Shackelford, Sharpe, Shotwell, Simpson, Spake, Stephenson, Swaim, White, Wi'son of Burke and Wilson of Transylvania—60.

Negative—Messrs. Beam, Bizzell, Clark of Bladen, Clarke of Craven, Cobb, Crews, Duggan, Ewing, Fagan, Fox, Hughes, Jarvis, Johnston, of Washington, Kenan, Lineback, McIver, Ormond, Parish, Peel, Pinnix, Rowland, Simmons, Todd of Ashe, Vaughan, Ward of Chowan, Ward of Bertie, Williamson, Wilson of New Hanover, Winslow and Worth—30.

Mr. King paired off with Mr. Yount.

The question then recurred on the adoption of the amend-

ments of the Senate to the amendments adopted by the House.

Mr. Carter of Buncombe, moved that the House do concur in the amendments of the Senate, and the motion prevailed, and the bill was then ordered to be enrolled for ratification, and a message was ordered to be sent to the Senate, informing that body of the action of the House.

By consent, Mr. Cobb, from the committee on enrolled bills reported the following bills and resolutions as correct'y enrolled, and they were duly ratified by the Speaker of the House and transmitted to the Senate.

H. B. 315, S. B. 447, an Act to authorize the county commissioners of Graham county to levy a special tax.

H. B. 339, S. B. 438, an Act to levy a special tax in the county of Tyrrell.

H. B. 257, S. B. 385, an Act to levy a special tax for the county of Beaufort.

H. R. 95, S. R. 398, resolution authorizing the sale of the State arsenal, at Fayetteville.

H. R. 311, S. R. 448, resolution in relation to the letter books of the executive of North Carolina.

H. B. 281, S. B. 443, an Act to provide a fund for the payment of jurors of Alleghany and Clay counties.

S. B. 291, H. B. 476, an Act for the benefit of the farmers of Murphy Swamp and Carver's Neck, Rockfish township, in Cumberland, county.

H. B. 166, S. B. 275, an Act to make the carrying of concealed weapons, a misdemeanor

H. B. 328, S. B. 446, an Act to authorize the county commissioners of the county of Swain, to levy a tax to build a bridge across the Tuckaseegee river.

LEAVE OF ABSENCE

was granted to Mr. Carter of Warren, from and after tomorrow indefinitely, and To Mr. Hill also indefinitely from and after to-morrow. On motion of Mr. Carter of Hyde, the House adjourned until half-past 10 o'clock to-morrow morning.

SIXTY-THIRD DAY.

House of Representatives, Saturday, Feb. 17th, 1877.

The House was called to order at half-past ten o'clock, Mr. Speaker Price in the chair.

The Journal of yesterday was read and approved.

INTRODUCTION OF PETITIONS.

The following petitions were introduced and referred as follows:

By Mr. Maddrey, a petition from the citizens of Bertie county, praying that an Act be passed to change a portion of the dividing line between the counties of Bertie and Hertford; which was referred to the committee on propositions and grievances.

By Mr. Jarvis, a petition from the Independent Order of Good Templars of Washington, Beaufort county, in regard to a liquor law, which was referred to the committee on propositions and grievances.

REPORTS OF COMMITTEES.

Mr. Shackelford, from the committee on engrossed bills, reported the following to have been correctly engrossed, and they were transmitted to the Senate for concurrence:

H. B. 487, a bill to be entitled an Act to provide for the collection of taxes by the State, known as the machinery Act;

H. B. 435, a bill to be entitled an Act to amend section 10, chapter 105, Battle's Revisal.

Mr. Kenan, from the committee on propositions and grievances, reported favorably on the following bills:

H. B. 580, an Act to secure the better drainage of the low lands of the Muddy Fork of Lower Little river, in Alexancounty;

H. B. 582, a bill to be entitled an Act to change the county lines between the counties of Watauga, Wilkes and Ashe;

H. B. 583, a bill to be entitled an Act to confer upon the mayor of the city of Charlottee the criminal jurisdiction of a justice of the peace and other judicial powers; and unfavorably on the following:

H. B. 579, a bill to be entitled an Act to restore the rights of citizenship to all persons convicted for any crime since, the adoption of the Constitutional amendments.

Mr. Vaughan, from the same committee, reported unfavorably on

H. B. 566, a bill to be entitled an Act to restore persons, convicted of crime to the rights of citizens in certain cases.

Mr. Rowland, from the judiciary committee, reported on,

H. B. 364, S. B. 489, a bill to be entitled an Act to amenda Battle's Revisal, chapter 1, being the Act in relation to the asylum for deaf mutes and blind persons, returning the bill without recommendation.

Mr. Henderson, from the committee on corporations, reported favorably on the following bills:

H. B. 558, a bill to establish a board of Audit and Finance for the city of Wilmington;

H. B. 567, a bill to be entitled an Act to incorporate the Polk County Narrow Gauge railroad;

S. B. 547, H. B. 574, a bill to be entitled an Act to in-

corporate the town of Littleton, in the counties of Halifax and Warren.

Mr. King, from the judiciary committee, reported on

H. B. 128, an Act in regard to publishing county exhibits, amending chapter 27, section 13, of Battle's Revisal, smbmitting an amendment, and recommending with the amendment that the bill do pass.

Mr. Staples, from the judiciary committee, reported favor-

ably on the following bills:

H. B. 564, an Act to repeal so much of an Act entitled an Act providing for additional terms of Superior Court of Northampton and Halifax counties as applies to Halifax county.

S. D. 310, H. B. 571, a bill to be entitled an Act to perfect titles to land sold under the order of any court in the State prior to 1868, and for other purposes; and unfavorably on the following:

H. B. 542, a bill to provide for working the public roads;

S. B. 450, H. B. 527, a bill to be entitled an Act to appoint a special commission for the county of New Hanover.

INTRODUCTION OF RESOLUTIONS.

By Mr. Staples, a resolution concerning the Albemarle and Chesapeake Canal Company, which was referred to the judiciary committee.

By Mr. Shotwell, a joint resolution rescinding resolutions heretofore adopted by this General Assembly, and affirming the election of Samuel J. Tilden, which took its place on the calendar.

By Mr. Crews, a resolution of thanks to Congress, which was placed on the calendar.

By Mr. Reynolds, a resolution to raise a committee to report a bill for the establishment of a normal school for colored teachers, which was placed on the calendar.

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By Mr. Rowland, a resolution in favor of James H. Enniss, which was referred to the committee on finance.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time, and referred as follows:

By Mr. McCubbins, a bill to amend chapter 20, section 5, of the laws of special session of 1868.

By Mr. Moring, a bill to amend section 25, chapter 111, of Battle's Revisal, so as to relieve from penalty officers required to give bond, and who may refuse to enter upon theduties of such offices.

By Mr. Todd of Ashe, a bill to repeal section 50, chapter 63, Battle's Revisal; all of which were referred to the committee on the judiciary.

By Mr. Parish, a bill to be entitled an Act to authorize the commissioners of Hillsboro to sell the academy lots in said town.

By Mr. Wilson of Burke, an Act to increase the revenueof the State by its convict labor; both of which were placed on the calendar.

By Mr. Wilson of New Hanover, a bill to authorize New-Hanover county to fund its floating debt.

By Mr. Maddrey, a bill to be entitled an Act to change a portion of the dividing line between the counties of Bertie and Hertford; both of which were referred to the committee on propositions and grievances.

By Mr. Reynolds, an Act to establish a normal department at Chapel Hill for the education of white persons to become teachers in the public schools of the State, and to establish a normal department at Shaw University for the education of colored persons to become teachers in the public schools of the State; also to establish a normal department at Fayetteville, Charlotte, Newberne, Wilmington, Tarboro, Enfield, Murfreesboro, Henderson, Elizabeth City,

Plymouth, Warrenton, Goldsboro, Edenton and Louisburg for like purposes, which took its place on the calendar.

Subsequently, by consent,

By Mr. Cooper, a bill to be entitled on Act to amend chapter 43, of Battle's Revisal, and to allow parties to criminal suits to give evidence in their own behalf.

By Mr. Cary, an Act to amend chapter 239, section 1, of laws of 1874-75, in so far as it applies to Pelham church, by changing four miles to one and a half miles; both of which were referred to the committee on propositions and grievances.

By Mr. Russell, a bill to enforce collection of unpaid taxes in New Hanover county; which was referred to the committee on finance.

LEAVE OF ABSENCE.

was granted

To Mr. Swaim until Tuesday,

To Mr. Peel until Wednesday.

To Mr. Morris and

To Mr. Parish from Monday until Wednesday.

Mr. Vaughan moved to reconsider the vote by which

H. B. 489, a bill to provide for the working of convicts on the Western (Fayetteville) railroad passed its third reading last night.

On motion of Mr. Moring, the motion was laid on the table.

On motion of Mr. Fennell, H. B. 462, a bill in relation to the Board of Public Charities, was taken from the calendar and made the special order for Monday night.

On motion of Mr. McClure, H. B. 511, a bill to regulate the manner of making election returns, was taken from the calendar and made the special order for Wednesday next at 12 o'clock.

On motion of Mr. Graves, H. B. 586, a bill to amend

chapter 28, Acts of 1870-'71, entitled a bill to charter the Mount Airy and Central Railroad Company, was taken up in advance of the hour fixed in the order. The bill was on its third reading.

Mr. Graves moved to amend by inserting in section 2, after the words "Provided that the Superior Courts," the words, " of the counties," and the amendment was accepted.

Mr. Pinnix offered the following amendment which was accepted, the words:

"In which the State has no interest."

Mr. McBrayer offered the following amendment:

Strike out in section 2 the words, "on the same conditions, &c., as convicts are farmed out to the other railroad companies," and insert, "Provided, That the said Mount Airy railroad shall pay the State of North Carolina fifty dollars each, per annum, for said convicts."

Mr. Crews offered the following amendment to the amendment:

"Provided, That said company shall be liable to the State in the sum of fifty dollars for each convict unlawfully punished."

Which was lost.

The question was put on the bill on its third reading, and the bill passed by the following vote and was ordered to be engrossed and sent to the Senate:

Affirmative—Messrs. Ardrey, Beam, Bledsoe, Brown, Bryant, Bryson, Carter of Buncombe, Cary, Clark of Craven, Cobb, Cooper, Council, Dav.s of Haywood, Dillard, Duggan, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Gaither, Geoffroy, Godwin, Graves, Harriss, Hartsell, Haynes, Heap,

Horton, Houk, King, Leach, Lindsay, Lineback, McCubbins, McGehee, McIver, McLean, Morris, Parish, Pinnix, Proffitt, Purnell, Richardson, Rose, Rowland, Ryals, Sams, Shackelford, Simpson, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan, Williamson, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow and Worth—61.

Negative—Messrs. Abbott, Bizzell, Braswell, Carter of Hyde, Crews, Hood, Jarvis, M'Brayer, Maddrey, Moseley, Moye, Ormond, Peel, Ransom, Reynolds, Sharpe, Simmons, Singeltary, Ward of Bertie and White—22.

Mr. Staples moved to reconsider the vote by which the bill passed its third reading, and lay that motion on the table, and the motion to table the motion to reconsider prevailed.

On motion of Mr. Stephenson, H. B. 544, a bill to authorize the commissioners of Alexander county to levy a special tax, was put on its third reading and passed by the following vote and was ordered to be engrossed and sent to the Senate:

Affirmative—Messrs. Abbott, Ardrey, Beam, Bizzell, Bledsoe, Braswell, Brown, Bryant, Bryson, Cale, Carter of Buncombe, Carter of Hyde, Cary, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Crews, Davis of Haywood, Dillard, Duggan, Dunlap, Ennis. Ewing, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Graves, Hartsell, Haynes, Heap, Hood, Horton, Houk, Hughes, Jaivis, Kenan, King, Leach, Lindsay, Lineback, M'Brayer, McGehee, McIver, McLean, McClure, Maddrey, Morris, Moseley, Moye, Ormond, Parish, Peel, Pinnix, Proffitt, Ransom, Reynolds, Richardson, Rose, Rowland, Rush, Russell, Ryals, Sams, Shackelford, Sharpe, Simmons, Singeltary, Simpson, Staples, Stephenson, Todd of Ashe, Vaughan, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow and Worth-86.

Negative-Mr. Purnell-1.

On motion of Mr. Kenan, the calendar for this morning was placed at the disposal of the Speaker.

H. R. 145, a resolution to compel the President of the Western North Carolina railroad to make return of the condition of the claims against M. S. Littlefield and G. W. Swepson, and to require the Secretary of State to serve notice, &c., was put on its readings and passed, and was ordered to be sent to the Senate without engrossment.

S. B. 449, H. B. 529, a bill to allow the Milton and Sutherlin Narrow Gauge railroad to use forty convicts, was put on its second reading.

Mr. McGehee moved that the penalty of \$100 for each escaped convict be stricken out, and the motion prevailed.

Mr. McBrayer offered the following amendment:

"Provided, That the said railroad company pay the State fifty dollars each, per annum, for the use of said convicts."

On a division the amendment was rejected. Mr. Bledsoe offered the following amendment:

"Provided, That there shall be an estimate made of the net value of the labor done by said convicts on the road of the said company, to be fixed on a just and equitable basis, by the president of the said company and a person appointed by the Governor on the part of the State, and the net value of said labor shall be a first lien on all the property and franchises of the said company."

The amendment was accepted and the bill so amended passed its second and third readings, and was ordered to be returned to the Senate with engrossed amendments.

S. B. 221, H. B. 466, a bill to consolidate and revise the charter of the town of Winston and the amendments thereto, was put on its second reading.

Mr. Purnell moved to amend by inserting before the word "jurisdiction," in section 9, the word "criminal," which was accepted.

Mr. Bledsoe moved to refer the bill to the committee on the judiciary.

The motion failed and the bill as amended passed its second reading by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Beam, Bizzell, Braswell, Brown, Bryant, Bryson, Cale, Carter of Buncombe, Carter of Hyde, Clarke of Bladen, Clarke of Craven, Cobb, Cooper, Council, Davis of Haywood, Dillard, Duggan, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Graves, Harriss, Hartsell, Haynes, Hood, Horton, Houk, King, Leach, Lindsay, McCubbins, McGehee, McIver, McLean, McClure, Maddrey, Moseley, Moye, Ormond, Peel, Purnell, Richardson, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Singeltary, Simpson, Stephenson, Vaughan, Williamson, Wilson of Burke and Wilson of New Hanover.

Negative-Messrs. Bledsoe, Crews and Simmons-3.

H. B. 558, a bill to establish a board of audit and finance for the city of Wilmington, was put on its several readings and passed, and was ordered to be engrossed and sent to the Senate.

On motion of Mr. McGehee, the bill to raise revenue was made the special order for Monday at 12 o'clock.

S. B. 324, H. 406, a bill to incorporate the town of Denver in Lincoln county, was put on its second reading, and passed by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Beam, Bizzell, Bledsoe, Braswell, Brown, Bryant, Bryson, Cale, Carter of Buncombe, Carter of Hyde, Cary, Clark of Bladen, Cobb, Cooper, Council, Crews, Davis, of Haywood, Dillard, Duggan, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Harriss, Hartsell, Haynes, Heap, Hood, Horton, Houk, Jarvis, King, Leach, Lindsay, M'Brayer,

McCubbins, McGehee, McIver, McLean, McClure, Maddrey, Moseley, Moye, Ormond, Peel, Purnell, Reynolds, Richardson, Rose, Rowland, Rush, Russell, Sams, Shackelford, Sharpe, Simmons, Singeltary, Simpson, Stephenson, Todd of Ashe, Vaughan, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of Burke and Wilson of New Hanover.—75

Negative-None.

On motion of Mr. Wilson of New Hanover,

H. B. 593, a bill to authorize the commissioners of New Hanover county, to fund the floating debt of the county, was withdrawn from the committee on finance, and ordered to be referred to the committee on propositions and grievances.

S. B. 499, H. B. 504, a bill to incorporate the town of Burnt Chimney, in Rutherford county, was put on its second reading and passed by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Beam, Bizzell, Bledsoe, Braswell, Brown, Bryant, Bryson, Cale, Carter of Buncombe, Carter of Hyde, Cary, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Crews, Davis of Haywood, Dillard, Duggan, Dunlap, Ernis, Fagan, Fennell, Fox, Fulcher Gaither, Geoffroy, Godwin, Graves, Harriss, Hartsell, Haynes, Heap, Hood, Horton, Jarvis, Kenan, King, Leach, Lindsay, M'Brayer, McCubbins, McIver, McClure, Maddrey, Moseley, Moye, Ormond, Peel, Purnell, Reynolds, Richardson, Rose, Rowland, Rush, Sams, Shackelford, Sharpe, Singeltary, Simpson, Stephenson, Todd of Ashe, Vaughan, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of Burke and Wilson of New Hanover—71.

Negative-None.

H. B. 461, a bill to incorporate the town of Vanceboro in the county of Craven, was put on its second reading, and passed by the following vote:

Affirmative-Messrs. Abbott, Ardrey, Beam, Bizzell, Bled-

soe, Braswell, Brown, Bryant, Bryson, Cale, Carter of Buncombe, Carter of Hyde, Cary, Clark of Bladen, Clarke of Craven, Cooper, Council, Crews, Davis of Haywood, Dillard, Duggan, Dunlap, Ennis, Ewing Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Harriss, Hartsell, Haynes, Heap, Hood, Horton, Houk, Jarvis, King, Leach, Lindsay, M'Brayer, McCubbins, McIver, McLean, McClure, Maddrey, Moseley, Peel, Purnell, Reynolds, Richardson, Rose, Rowland, Rush, Russell, Sams, Shackelford, Simmons, Simpson, Stephenson, Todd of Ashe, Vaughan, Ward of Chowan, Ward of Bertie, White, Wilson of Burke, Wilson of New Hanover and Yount—70.

Negative-Mr. Ormond.

H. B. 38,3 a bill to incorporate the trustees of Hiawaissee camp ground, in the county of Clay, was put on its second reading.

Mr. McLean offered the following amendment:

"Strike out "one mile," and substitute "two miles," and the amendment was accepted.

Mr. Bledsoe offered the following amendment:

Strike out the word "and," and the words "or both," in section 6.

The amendment was accepted and the bill so amended passed its second and third readings, and was ordered to be engrossed and sent to the Senate.

H. B. 83, a bill for the appointment of special tax collectors in certain cases, was put on its several readings.

The amendments of the committee were adopted and the bill so amended passed, and was ordered to be engrossed and sent to the Senate.

Mr Ormond moved to adjourn until Monday morning at half-past 10 o'clock, and on a division the motion was decided in the negative by the casting vote of the Speaker.

H. B. 516, a bill to repeal chapter 52, private laws of 1874-'75, was put on its several readings, and passed, and was ordered to be engrossed and sent to the Senate.

Mr. Bledsoe renewed the motion to adjourn until Monday morning at half-past ten o'eloek, and the motion failed.

H. B. 412. a bill to prevent live stock from running at large in the counties of Mecklenburg and certain townships in the county of Cabarrus, was put on its third reading, and passed by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Beam, Bizzell, Braswell, Brown, Bryson, Carter of Buncombe, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fuleher, Gaither, Geoffroy, Godwin, Graves, Harriss, Hartsell, Heap, Horton, Houk, Jarvis, Kenan, King, Leaeh, Lindsay, McCubbins, McIver, McLean, McClure, Maddrey, Moseley, Moye, Peel, Proffitt, Ransom, Riehardson, Rose, Rowland, Rush, Russell, Sams, Shaekelford, Sharpe, Singeltary, Simpson, Stephenson, Todd of Ashe. Vaughan, Wilson of New Hanover and Wilson of Transylvania—61.

Negative—Messrs. Bryant, Crews, Ennis, Haynes, Lineback, Ormond, Purnell, Reynolds, Simmons, Ward of Chowan, Ward of Bertie, White and Williamson—14.

H. B. 513, a bill to prevent live stocking from running at large in the counties of Rowan, Cabarrus, and a part of Iredell, was put on its second reading and passed by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Beam, Bizzell, Braswell, Brown, Bryant, Cale, Carter of Buncombe, Cary, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Davis of Haywood, Dillard, Duggan, Dunlap, Ennis, Ewing, Fagan, Fennell, Fulcher, Gaither, Geoffroy, Godwin, Graves, Harriss, Hartsell, Haynes, Heap, Hood, Horton, Houk, Jarvis, Kenan, King, Leaeh, Lineback, M'Brayer, McCubbins, MeIver, MeLean, McClure, Maddrey, Moseley, Moye, Ormond, Peel, Ransom, Richardson, Rogers, Rose,

Rowland, Rush, Russell, Ryals, Sams, Shackelford, Sharpe, Simmons, Singeltary, Simpson, Stephenson, Todd of Ashe, Vaughan, Ward of Chowan, Ward of Bertie, Wilson of Burke and Wilson of New Hanover—71.

Negative—Messrs. Crews, Purnell, Reynolds, White and Williamson—5.

S. R. 461, H. R. 141, a resolution in favor of the "News Publishing Company," was put on its several readings and passed, and was ordered to be enrolled for ratification.

H. B. 520, a bill to extend the time for the organization of the Atlantic Iron and Steel Company, and to change the name to the Danbury Iron and Steel Company, was put on its several readings and passed, and was ordered to be engrossed and sent to the Senate.

H. B. 567, a bill to incorporate the Polk County Narrow Gauge Railroad, was put on its second reading.

Mr. Bledsoe, submitted the following amendment:

After the words "as they may deem fit," insert the words "subject however, to such rules and regulations as are now or may hereafter be enacted by the General Assembly of North Carolina," and on a division the amendment was rejected.

And the bill then passed its second reading by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Beam, Bizzell, Bledsoe, Braswell, Brown, Bryant, Bryson, Carter of Buncombe, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Ennis, Fagan, Fennel, Fox, Fulcher, Geoffroy, Godwin, Graves, Harriss, Hartsell, Haynes, Heap, Hood, Horton, Houk, Jarvis, Kenan, King, Leach, Lindsay, Lineback, McCubbins, McGehee, McIver, McClure, Moseley, Moye, Proffit, Ransom, Rose, Rowland, Rush, Sams, Shackelford, Sharpe, Simmons, Singeltary, Simpson, Stephenson, Todd of Ashe, Vaughan

Ward of Chowan, White, Williamson, Wilson of Burke and Wilson of New Hanover—65.

Negative—Messrs. Ormond and Ward of Bertie—2.

On motion of Mr. Moye,

H. B. 369, a bill to locate a permanent seat of government for the county of Pender, was recommitted to the committee on corporations.

Mr. Crews rose to a question of personal privilege in relation to certain comments made in the Observer newspaper, on a resolution introduced by him during last night's session.

On motion of Mr. Wilson of Burke, it was ordered that a protest entered by him and others in the early part of the work on the Journals of the House, against the action of the House in adopting certain amendments to the bill providing for the speedy completion of the Western North Carolina Railroad, be withdrawn from the Journal.

H. B. 583,a bill to authorize the extension of the cemeteries in the town of Washington. Beaufort county, was put on its several readings, and passed, and was ordered to be engrossed and sent to the Senate.

H. B. 512, a bill to allow the commissioners of Onslow county to levy a special tax, was put on its second reading.

But pending consideration, the House yielded to the motion of Mr. Purnell to adjourn until Monday morning at half-past 10 o'clock, and the bill goes on the calendar as unfinished business.

SIXTY-FOURTH DAY.

House of Representatives, Monday, Feb. 19th, 1877.

The House was called to order at half-past 10 o'clock, Mr. Speaker Price in the chair.

The reading of the Journal of Saterday was dispensed with, and it was declared approved.

INTRODUCTION OF PETITIONS.

By Mr. Harriss, a petition from citizens of Cabarrus county, asking for the prohibition of the sale of intoxicating liquors within four miles of Harrisburg depot, in said county, and a counter petition from the same county against the above prayer.

By Mr. McCubbins, a petition from 45 citizens of Rowan

county, praying the passage of a stock law; and

By Mr. M'Brayer, a petition from certain disabled soldiers of the late war, asking for relief, all of which were referred to the committee on propositions and grievances.

REPORTS OF COMMITTEES.

Mr. Kenan, from the committee on propositions and grievances reported favorably on the following bills,

H. B. 581, a bill to authorize New Hanover county to levy special taxes;

H. B. 593, bill to authorize New Hanover county, to fund its floating debt, and

S. B. 519, H. B. 575, a bill to be entitled an Act to amend chapter 77, private laws of 1870-71.

Mr. Fox, from the committee on propositions and grievance, reported on

H. B. 594, a bill to be entitled an Act to change a portion of the dividing line between the counties of Bertie and Hertford submitting a substitute and recommending with the adoption of the substitute, that the bill do pass.

Mr. Wilson of Burke, from the committee on finance, reported favorably on the following resolutions and bills:

H. R. 155, resolution in favor of J. H. Ennis,

H. B. 560, a bill to be entitled an Act to authorize the commissioners of Cherokee county to levy a special tax,

H. B. 599, a bill to enforce collection of unpaid taxes, in New Hanover county, and

S. B. 507, H. B. 592, a bill to be entitled an Act for the relief of Albert Murray, former sheriff of Alamance county.

Mr. Geoffroy, from the committee on engrossed bills, reported the following bills and amendments, to have been correctly engrossed, and they were transmitted to the Senate for concurrence.

H. B. 558, a bill to be entitled an Act to establish a board of audit and finance, for the city of Wilmington.

H. B. 586, a bill to be entitled an Act to amend chapter 218, of Acts of 1870-'71, entitled an Act to incorporate the Mount Airy and Central Railroad Company.

H. B. 489, a bill to be entitled an Act to provide for the working of convicts on the Western (Fayetteville) Railroad.

H. B. 412, a bill to be entitled an Act to prevent live stock from running at large, within the counties of Mecklenburg and Cabarrus.

H. B. 383, a bill to be entitled an Act to incorporate the trustees of Hiawassee camp ground, in the county of Clay-

H. B. 544, a bill to be entitled an Act to authorize the commissioners of Alexander county, to levy a special tax.

H. B. 516, a bill to be entitled an Act to repeal chapter 52, private laws of 1774-75.

H. B. 523, a bill to be entitled an Act to authorize the

extension of the cemeteries situated in the town of Washington, Beaufort county.

H. B. 83, a bill to be entitled an act for the appointment of special tax collectors in certain cases.

H. B. 520, a bill to be entitled an Act to extend the time for the organization of the Atlantic Iron and Steel Manufacturing Company, and to change its name to Danbury Iron and Steel Manufacturing Company.

Engrossed House amendments to S. B. 479, H. B. 529, a bill to be entitled an Act to allow the Milton and Sutherlin Narrow Gauge railroad to use forty convicts.

The following bills and resolutions, reported as correctly enrolled by committee on enrolled bills, were duly ratified and transmitted to the Senate:

H. B. 397, S. B. 487, an Act to amend an Act entitled an Act to lay out and construct a public road through the counties of Wilkes and Watauga.

H. B. 329, S. B. 464, an Act to incorporate the United Order of Brothers and Sisters of Love and Charity.

S. B. 67, H. B. 407, an Act to provide for the speedy completion of the Western North Carolina railroad, and to amend an Act entitled an Act in relation to the Western North Carolina railroad, ratified 13th March, A. D. 1875.

H. B. 398, S. B. 490, an Act to amend an Act entitled an Act to lay out and construct a public road from Boone, Watauga county, to the Caldwell and Watauga turnpike.

H. B. 220, S. B. 545, an Act to authorize and empower the commissioners of Bladen county to appoint a tax collector to collect arrears of taxes.

H. B. 340, S. B. 513, an Act to amend section 4, chapter 161, Private Laws of 1874-75.

H. R. 108, S. R. 454, resolution to enquire into the disposition of the funds derived from the stock of this State in the Western North Carolina railroad.

S. B. 220, H. B. 449, an Act to amend the charter of the town of Salem, in Forsythe county.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time, referred as follows:

By Mr. Russell, a bill concerning the counties of Cabarrus and Brunswick, which was referred to the committee on finance.

By Mr. Moring, a bill to be entitled an Act in relation to the city of Raleigh.

By Mr. Graves, a bill to be entitled an Act to incorporate the Yadkin River Navigation Company.

By Mr. Graves, a bill to be entitled an Act for the dissolution of the Roanoke Navigation Company, all of which were referred to the committee on corporations.

By Mr. Wilson of Burke, an Act to prohibit the sale of liquor in certain localities in Burke county.

By Mr. Cale, an Act to appoint a minister to preach to the penitentiary convicts.

By Mr. Graves, a bill to be entitled an Act to allow distillers of spirituous liquors, to sell the products of their stills in the town of Mount Airy, and

By Mr. Harriss, a bill to prohibit the sale of intoxicating liquors within two miles of Cedar Grove church, and within four miles of Harrisburg depot in Cabarrus county, all of which were referred to the committee on propositions and Grievances.

On motion of Mr. McCubbins,

H. B. 588, a bill to amend ehapter 20, section 5, of laws of special session of 1868, was withdrawn from the committee on judiciary, and referred to the committee on propositions and grievances,

Mr. Shackelford and Mr. Johnston of Washington, were announced as absent from the seats in the House, in connection with their duties as members of the special committee to visit the county of Edgecombe and Wilmington in reference to the location of an asylum for the colored insane.

Under the previous order the calendar was at the disposal of the Speaker.

H. B. 512, a bill to allow the commissioners of Onslow county to levy a special tax, was put on its second reading

and passed by the following vote:

Affirmative—Messrs. Beam, Bizzell, Bledsoe, Braswell, Brown, Bryant, Bryson, Cale, Carter of Hyde, Cary, Clark of Bladen, Cobb, Cooper, Council, Crews, Davis of Haywood, Dillard, Duggan, Dunlap, Ewing, Fagan, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Hartsell, Haynes, Heap, Hood, Horton, Houk, Jarvis, Kenan, Leach, Lindsay, McBrayer, McCubbins, McGehee, McLean, McClure, Maddrey, Moring, Moseley, Moye, Proffitt, Ransom, Reynolds, Richardson, Rogers, Rowland, Rush, Sharpe, Shotwell, Simmons, Simpson, Stephenson, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, White, Williamson, Wilson of Burke and Wilson of New Hanover—66.

Negative-None.

The Speaker laid before the House a communication from the board of aldermen of the city of Raleigh, which was read and ordered to be referred to the committee on public buildings.

H. B. 517, a bill to repeal section 46, chapter 78, of Battle's Revisal, passed its several readings and was ordered to be engrossed and sent to the Senate.

H. B. 559, a bill to allow the citizens of Watauga county to pass through the toll gates of the Watauga and Caldwell turnpike company free of charge, was put on its several readings.

Mr. Houk moved that the bill be referred to the judiciary committee, and the motion failed for want of a quosum, and the bill passed its second reading.

On motion of Mr. Council the rules were suspended and

the bill was put on its third reading and passed, and ordered to be engrossed and sent to the Senate.

H. B. 561, a bill to amend section 1, of chapter 14, of laws of 1874-75, was put on its several readings and passed, and was ordered to be engrossed and sent to the Senate.

H. B. 493, a bill to amend chapter 262, of the laws of 1870-'71, concerning the removal of the obstructions to the passage of shad up the Pedee, Yadkin and Uwharrie rivers, was put on its several readings.

Mr. Lindsay offered the following amendment:

"Amend by subjecting the Roanoke river and its tributaries to the provisions of the bill."

The amendment was acceped, and the bill passed its third reading.

Upon going to its third reading,

Mr. Ewing offered the following amendment, which was accepted:

Amend by inserting "Nelson Russell's mill" in place of "Riley's mill," wherever it occurs.

H. R. 155, a resolution in favor of James H. Enniss, was put on its several readings, and passed, and was ordered to be engrossed and sent to the Senate.

H. R. 154, a resolution to raise a committee to report a bill for the establishment of a normal school for colored teachers, was put on its passage and adopted.

Mr. Reynolds moved to withdraw House bills 595 and 286, bills in reference to the establishment of normal schools, from the calendar and refer them to a special committee to be appointed by the Speaker, and it was so ordered by the House.

H. B. 498, a bill to authorize the construction of a turn-

pike road from Hayesville to Murphy, was put on its second reading and passed by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Beam, Bizzell, Bledsoe, Braswell, Br. wn, Bryant, Cale, Carter of Buncombe, Carter of Hyde, Cary, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dillard, Duggan, Dunlap, Ennis, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Graves, Harriss, Hartsell, Haynes, Heap, Horton, Houk, Jarvis, Leach, McBrayer, McCubbins, McIver, McClure, Maddrey, Moseley, Moye, Proffitt, Purnell, Reynolds, Rogers, Rowland, Sams, Sharpe, Simmons, Singeltary, Simpson, Stephenson, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of Burke, and Wilson of New Hanover—63.

Negative—None.

A message was received from the Senate transmitting the following bills and resolutions which were read the first time and referred as follows:

S. B. 320, a bill to authorize the Dan River Navigation Company to employ convicts, which was referred to the committee on corporations.

S. B. 368, a bill to regulate proceedings against owners of mill-dams for injury done by them;

S. B. 471, a bill to amend section 138, chapter 32, Battle's Revisal, so as to increase the punishment for speculating in county or State claims, both of which were referred to the judiciary committe.

S. R. 315, resolution in favor of W. F. Wasson, former sheriff of Iredell county, which was referred to the committee on propositions and grievances.

A message was also received transmitting the following which were read the first time and referred as follows:

S. B. 495, a bill for the support of the insane asylum, which was referred to the committee on finance.

S. B. 497, a bill to amend the charter of the town of Nashville;

S. B. 521, a bill to amend the charter of the town of Lexington, in Davidson county, both of which were referred to the committee on corporations.

S. B. 302, a bill for the encouragement of the watering place at White Sulphur Springs, in Surry county, which was referred to the committee on propositions and grievances.

A message was received from the Senate transmitting the following bills, resolutions and amendments, which were read the first time and referred as follows:

- S. B. 483, a bill to regulate the attendance of sheriffs in the office of the clerks of the Superior Courts, and Senate amendments to
- S. B. 488, H. B. 380, a bill to amend chapter 52, section 22, of Battle's Revisal; both of which were referred to the judiciary committee.
- S. B. 477, a bill to incorporate the Black River Navigation Company.
- S. B. 140, a bill to incorporate the Trustees of Oxford Colored Educational Association, of Granville; both of which were referred to the committee on corporations.
- S. R. 452, resolution authorizing the Governor to offer a reward for the arrest of Filmore Crawford;

Senate amendments to S. B. 355, H. B. 322, bill to lay off a public road in the counties of Davidson and Davie;

Senate amendments to S. B. 329, H. B. 345, a bill to incorporate the town of Gatesville, in the county of Gates; all of which were referred to the committee on propositions and grievances.

- S. R. 615, resolution to provide additional aid for the engrossing clerk of the Senate and enrolling clerk, which was referred to the committee on claims.
- S. B. 473, a bill to create a township in the county of Wayne, to be known as Stony Creek; which was referred to the committee on counties, cities and towns.
 - S. B. 469, a bill to authorize the commissioners of Wayne

county to appoint a finance committee; referred to committee on finance.

A message was also received transmitting a petition in regard to

S. B. —, a bill in favor of Hon. R. H. Cannon, which was referred to the committee on propositions and grievances.

A message was received from the Senate informing the House that the Senate had passed

S. R. 486, H. R. 117, resolution to raise a committee to take into consideration that portion of Gov. Vance's message in relation to the artificial propagation of fish, &c., and had appointed Messrs. Crawford, Moore of Mecklenburg, and Coke, as Senate branch of said committee.

A message from the Senate was received transmitting the following:

S. B. 519, a bill to amend section 4, chapter 81, laws of 1868-'69, which was referred to the committee on the judiciary.

S. R. 245, resolution in favor of the Petersburg Railroad Company, which was referred to the committee on finance.

S. B. 563, a bill to create a new township in the county of Pamlico; referred to the committee on cities, counties, &c.

A message was received from the Senate transmitting a report concerning the security given by the Richmond and Danville Railroad Company for the lease of the North Carlina Railroad, with a proposition to print.

LEAVE OF ABSENCE.

was granted to Mr. Staples for to-day, and to Mr. King from and after to-day until Wednesday next.

II. B. 543, a bill to make all outside and division banks on rice plantations lying upon the Cape Fear river, was put on its several readings and passed and was ordered to be engrossed and sent to the Senate.

H. B. 510, a bill to create a new township in the county

of Tyrrell, was put on its several readings and passsed, and was ordered to be engrossed and sent to the Senate.

H. B. 485, a bill concerning the taking of fish in Little Contentnea creek and Sandy Run swamp, was put on its several readings and passed, and was ordered to be engrossand sent to the Senate.

S. B. 404, H. B. 531, a bill to incorporate the South Fork Bridge Company, in the county of Ashe, was put on its several readings and passed, and was ordered to be enrolled for ratification.

Mr. McGehee moved to reconsider the vote by which the amendment of Mr. Lindsay to H. B. 493 was adopted.

The reconsideration was had, and Mr. McGehee moved to amend the amendment by adding after the word "Roanoke," the words "its tributaries, the Dan and Stanton."

The amendment was accepted, and the question was then put on the amendment as amended, and it was adopted, and then the question recurred on the bill as amended, and as amended it passed its third reading and was ordered to be engrossed and sent to the Senate.

H. B. 599, a bill to enforce the collection of unpaid taxes in the county of New Hanover, was put on its several readings and passed, and was ordered to be engrossed and sent to the Senate.

The hour having arrived

THE SPECIAL ORDER

was postponed until a disposal of the bills under consideration.

H. B. 593, a bill to authorize New Hanover county to fund its floating debt, was taken up on its second reading and passed by the following vote:

Affirmative—Messrs. Ardrey, Beam, Bizzell, Braswell, Brown, Bryant, Bryson, Cale, Carter of Buncombe, Clark of Bladen, Cobb, Council, Crews, Davis of Haywood, Dillard,

Duggan, Dunlap, Ennis, Fagan, Fennel, Fox, Fulcher, Gaither, Geoffroy, Graves, Harriss, Hartsell, Haynes, Heap, Horton, Jarvis, Leach, McCubbins, McIver, McLean, McClure, Maddrey, Moring, Moseley, Moye, Powell, Purnell, Ransom, Reynolds, Richardson, Rogers, Rowland, Rush, Russell, Sams, Sharpe, Simmons, Simpson, Stephenson, Todd of Ashe, Todd of Wake, Vaughan. Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of Burke and Wilson of New Hanover—63.

Negative—Mr. Lindsay—1.

H. B. 404, a bill to be entitled an act to change the line between the counties of Ashe and Wilkes passed its second reading, and without objection went to its third reading, passed and was ordered to be engrossed and sent to the Senate.

H. B. 473, a bill to amend section 3, chapter 140, laws of 1874-'75, construing the meaning of the Act as applied to changing the times of holding courts in Edgecombe county, passed its second reading and without objection went to its third reading, passed, and was ordered to be engrossed and sent to the Senate.

H. B. 581, an Act to authorize New Hanover county to levy special taxes was taken up on its second reading and passed by the following vote:

Affirmative—Messrs. Ardrey, Bizzell, Braswell, Brown, Bryant, Bryson, Cale, Cary, Cobb, Council, Crews, Davis of Haywood, Dillard, Duggan, Dunlap, Ennis, Ewing Fagan, Fennell, Fox, Gaither, Geoffroy, Graves, Harriss, Hartsell, Haynes, Hood, Horton, Jarvis, Lindsay, M'Brayer, McCubbins, McIver, McClure, Moring, Moseley, Moye, Proffitt, Purnell, Ransom, Reynolds, Russell, Sams, Simmons, Singeltary, Simpson, Todd of Wake, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of Burke and Wilson of New Hanover—52.

Negative-Messrs. Abbott, Clark of Bladen, Houk, Mad-

drey, Powell, Rowland, Sharpe, Stephenson, Todd of Ashe and Vaughan—10.

The Speaker announced the hour for the special order, being H. B. 596, the revenue bill on its second reading, as having arrived.

On motion of Mr. Vaughan, the reading of the bill was dispensed with.

On motion of Mr. Rowland, the House went into committee of the whole for the further consideration of the bill, Mr. Rowland in the chair.

The committee rose, reported grogress and asked leave to sit again.

On motion of Mr. Ransom, the bill was recommitted to the committee on finance.

At the request of Mr. McGehee, the following gentlemen were added to the committee for the special consideration of this bill: Messrs. Vaughan, McBrayer, Dillard and Richardson.

Mr. Todd of Ashe moved to adjourn until half-past 7 o'clock to-night; lost.

The question was upon concurrence in Senate amendments to

H. B. 320, S. B. 420, a bill to be entitled an Act to amend section 16, chapter 14, of Battle's Revisal, and the House refused to concur.

On motion of Mr. Moye, the House adjourned until half-past seven o'clock to-night.

EVENING SESSION.

Feb. 19th, 1877.

The House was called to order at half-past seven. Mr_Speaker Price in the chair.

THE SPECIAL ORDER

being H. B. 462, an Act in relation to the board of public-charities, was taken up.

Mr. Moring moved to refer to the committee on penal and charitable institutions.

Mr. Todd of Ashe, moved to lay upon the table.

The motion did not prevail, and the further consideration of the bill was suspended.

The calendar was taken up, and

H. B. 4, a bill to repeal the Act of 1874'75, regulating the rate of interest &c., was, on motion of Mr. Todd of Ashe, laid on the table.

H. B. 408, a bill to be entitled an Act for the relief of disabled soldiers, was taken up, and the question was upon the adoption of the substitute submitted by the judiciary committee.

Mr. Bryant offered the following amendment:

After the word "States," insert "United States," the question was upon the adoption of the amendment, and it was lost.

Mr. Davis of Haywood, offered the following amendment, and it was adopted:

Insert "or foot."

Mr. Crews sent forward the following:

Amend by inserting "also those who had limbs broken by work on breast works."

The amendment was rejected.

Mr. Davis of Haywood, sent forward the following amendment, to his prior amendment:

After "foot" insert "hand" and the amendment was adopted.

Mr. Bryant offered the following amendment, in the nature of a proviso:

"Provided, such persons have not before received a like compensation.

The question was upon the adoption of the amendment, and it was lost.

Mr. Lineback sent forward an amendment to exclude those who had received fifty dollars from the provisions of this bill, and the amendment was rejected.

Mr. Swaim moved to refer to the committee on finance, with a view to ascertain the expense to be incurred under the provisions of the bill, and the motion prevailed.

The consideration of the special order being

H. B. 462, was resumed, and the question being on its passage on second reading, the bill failed to pass.

H. B. 594, a bill to change a portion of the dividing line between the counties of Bertie and Hertford, was taken up, and the question was upon the adoption of the substitute offered by the committee on propositions and grievances.

Mr. Ward of Bertie, sent forward the following amendment:

Amend so as to submit the question to the qualified voters of Bertie county.

The amendment was rejected.

The substitute offered by the committee was adopted, and the bill as substituted passed its second reading.

Upon its final passage, Mr. Ward of Bertie, demanded the aves and nays.

The call was sustained, and the bill passed its third reading, by the following vote, and was ordered to be engrossed and sent to the Senate:

Affirmative—Messrs. Abbott, Ardrey, Beam, Bizzell, Braswell, Brown, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Davis, of Haywood, Dillard, Dunlap, Fagan, Fox, Fulcher, Gaither, Geoffroy, Harriss, Heap, Horton, Houk, Jarvis, Kenan, Leach, Lindsay, M'Brayer, McCubbins, McGehee, McIver, McClure, Maddrey, Morin, Moseley, Moye, Peel, Pinnix, Ransom, Richardson, Rowland, Rush, Ryals, Sams, Sharpe, Simpson, Smith, Staples, Stephenson, Swaim, Todd of Ashe, Wilson of Burke, Wilson of Transylvania and Winslow—55.

Negative—Messrs. Bryant, Cale, Carter of Warren, Cary, Clarke of Craven, Crews, Duggan, Ennis, Ewing, Haynes, Hood, Johnson of Warren, Lineback, Purnell, Rogers, Scott, Simmons, Todd of Wake, Ward of Chowan, Ward of Bertie and Wilson of New Hanover—23.

H. B 513, a bill to prevent live stock from running at large in the counties of Rowan, Cabarrus and a portion of Iredell counties, was put on its third reading, and passed by the following vote, and was ordered to be engrossed, and sent to the Senate.

Affirmative—Messrs. Abbott, Ardrey, Beam, Bizzell, Braswell, Brown, Bryant, Bryson, Carter of Bunombe, Carter of Hyde, Cary, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Davis of Haywood, Dillard, Duggan, Dunlap, Ennis, Ewing, Fagan, Fox, Fulcher, Gaither, Geoffroy, Graves,

Harriss, Haynes, Heap, Henderson, Hood, Horton, Houk, Hughes, Jarvis, Kenan, Leach, Lindsay, Lineback, M'Brayer, McCubbins, McGehee, McIver, McClure, Maddrey, Moring, Moseley, Moye, Peel, Pinnix, Proffitt, Ransom, Richardson, Rowland, Rush, Ryals, Sams, Sharpe, Simpson, Staples, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania and Winslow—72.

Negative—Messrs. Crews, Purnell, Reynolds and Simmons—4.

H. B. 482, a bill declaring Tranter's Creek, a lawful fence, was put on its several readings, and passed, and was ordered to be engrossed, and sent the Senate.

H. B. 567, a bill to incorporate the Polk county Narrow Guage Railroad, was put on its third reading and passed by the following vote, and was ordered to be engrossed, and sent to the Senate.

Affirmative—Messrs. Abbott, Ardrey, Beam, Bizzell, Braswell, Brown, Bryant, Bryson, Carter of Buncombe, Carter of Hyde, Cary, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Crews, Dav.s of Haywood, Dillard, Duggan, Dunlap, Ennis, Ewing, Fagan, Fulcher, Gaither, Geoffroy, Graves, Harriss, Haynes, Heap, Henderson, Hood, Horton, Houk, Jarvis, King, Leach, Lindsay, Lineback, M'Brayer, McCubbins, McIver, McClure, Maddrey, Moring, Moseley, Moye, Peel, Pinnix, Proffitt, Purnell, Ranson, Rowland, Rush, Ryals, Scott, Sharpe, Simpson, Smith, Staples, Stephenson, Swaim, Todd of Ashe, Vaugha, Ward of Bertie, Wilson of Burke, Wilsonof New Hanover, Wilson of Transylvania and Winslow—70.

Negative-None.

Mr. Todd of Ashe, moved to reconsider the vote, by which

H. B. 559, a bill to allow the citizens of Watauga county to pass the toll gates, on the Caldwell and Watauga Turnpike road, free of toll, passed its third reading to-day.

The consideration was had, and the bill was referred to the committee on the judiciary.

S. B. 324, H. B. 406, a bill to incorporate the town of Denver, was put on its third reading, and passed by the following vote, and was ordered to be enrolled for ratification.

Affirmative—Messrs. Abbott, Ardrey, Beam, Bizzell, Braswell, Rrown, Bryant, Bryson, Carter of Buncombe, Carter of Hyde, Cary, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Crews, Davis of Haywood, Dillard, Duggan, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Graves, Harriss, Haynes, Heap, Henderson, Hood, Horton, Houk, Hughes, Jarvis, Johnson of Warren, Kenan, Leach, Lindsay, M'Brayer, McCubbins, McGehee, McIver, McClure, Maddrey, Moring, Moseley, Moye, Peel, Pinnix, Proffitt, Purnell, Ransom, Reynolds, Richardson, Rogers, Rowland, Rush, Ryals, Sams, Scott, Sharpe, Simpson, Smith, Staples, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Ward of Chowan, Ward of Bertie, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania and Yount—80.

Negative-None.

II. B. 423, a bill to extend the corporate limits of the town of Salisbury, and to amend the charter of said town, was put on its third reading and passed by the following vote, and was ordered to be engrossed and sent to the Senate:

Affirmative—Messrs. Abbott, Ardrey, Beam, Bizzell, Braswell, Brown, Bryson, Cale, Carter of Buncombe, Carter of Hyde, Cary, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Davis of Haywood, Dillard, Duggan, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Harriss, Haynes, Heap, Henderson, Hood, Horton, Houk, Hughes, Jarvis, Kenan, Leach, Lindsay, M'Brayer, McCubbins, McGehee, McIver, McClure, Maddrey, Moring, Moseley, Moye, Peel, Pinnix, Proffitt, Ransom, Reynolds,

Richardson, Rowland, Rush, Ryals, Sams, Sharpe, Simmons, Simpson, Smith, Staples, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Ward of Chowan, Ward of Bertie, Wilson of Burke, Wilson of Transylvania and Winslow—73,

Negative—Messrs. Bryant, Crews and Johnson of Warren—3.

S. B. 221, H. B. 466, a bill to revive and consolidate the charter of the town of Winston, and the amendments thereto, was put on its third reading and passed by the following vote, and was ordered to be sent to the Senate with engrossed amendment:

Affirmative—Messrs. Abbott, Ardrey, Beam, Bizzell, Braswell, Brown, Bryant, Bryson, Cale, Carter of Buncombe, Carter of Hyde, Cary, Clark of Bladen, Clarke of Craven, Cobb. Cooper, Council, Davis of Haywood, Dillard, Duggan, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Graves, Hartsell, Haynes, Heap, Henderson, Horton, Houk, Hughes, Jarvis, Johnson of Warren, Kenan, Leach, Lindsay, Lineback, M'Brayer, McCubbins, McGehee, McIver, McClure, Maddrey, Moring, Morris, Moseley, Moye, Peel, Pinnix, Proffitt, Purnell, Ransom, Reynolds, Richardson, Rowland, Rush, Ryals, Sams, Scott, Sharpe, Simmons, Simpson, Smith, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, Wilson of Burke, Wilson of Transylvania and Winslow—78.

Negative-None.

On motion of Mr. Pinnix, the vote by which the bill passed its third reading was reconsidered, and on his farther motion the bill was passed over informally.

H. R. 153, a resolution of thanks to Congress was put on its adoption.

Mr. Todd of Ashe moved to indefinitely postpone the restion but withdrew the motion to give way to the introduction of a substitute by Mr. Carter of Buncombe.

The substitute was put on its adoption.

Mr. Todd of Ashe moved to amend by inserting the words "majority of," before the words "the commission."

The amendment was accepted, and,

On motion of Mr. Richardson, the farther consideration of the resolution and substitute was postponed until Wednesday night at 8 o'clock.

On motion of Mr. Fagan, the House adjourned until tomorrow morning at half-past ten o'clock.

SIXTY-FIFTH DAY.

House of Representatives, Tuesday, Feb. 20th, 1877.

The House was called to order at half-past 10 o'clock, Mr. Speaker Price in the chair, and was opened with prayer by the Rev. Dr. Marshall of the city.

The Journal of yesterday was read and approved.

INTRODUCTION OF PETITIONS AND MEMORIALS.

The following petitions and memorials were introduced and referred to the committee on propositions and grievances:

By Mr. Clark of Bladen, a petition to prohibit the sale of liquor within two miles of Bladenboro depot, and also within two miles of Gilead Baptist Church, in Bladen county.

By Mr. Moring, a petition of citizens of Davie and Davidson, asking the establishment of a public ferry.

By Mr. Duggan, a petition from sundry citizens of Edgecombe county in regard to hauling seins in the water of Tar river.

By Mr. Staples, a memorial from a portion of the citizens of Guilford requesting legislation to prohibit gambling: &c,

REPORTS OF COMMITTEES.

Mr. Todd of Ashe, from the committee on corporations, reported unfavorably on

H. B. 369, a bill to be entitled an Act to locate the county site and permanent seat of justice of Pender county.

Mr. Richardson, from the same committee, reported favorably on the following bills:

S. B. 140, H. 615, a bill to be entitled an Act to incorporate the trustees of Oxford Colored Educational Association of Granville.

S. B. 320, H. B. 617, a bill to be entitled an Act to authorize the Dan River Navigation Company to employ convicts.

H. B. 335, S. B. 529, a blil to be entitled an Act to incorporate the town of Gatesville, in the county of Gates.

S. B. 477. H. B. 618.a bill to be entitled an Act to incorporate the Black River Navigation Company; and

S. B. 497, H. B. 614, a bill to be entitled an Act to amend the charter of the town of Nashville, Nash county.

Mr. Godwin from the committee on propositions and grievances, reported favorably on

H. B. 588, a bill to be entitled an Act to amend chapter 20, section 5, of laws of special session of 1868.

Mr. Kenan from the same committee reported favorably on

H. B. 605, a bill to be entitled an Act to allow distillers of

spirituous liquors, to sell the products of their still in the town of Mount Airy; and

S. B. 355, H. B. 322, a bill to be entitled an Act to amend an Act to lay off a public road, in the counties of Davidson and Davie, and to establish a Ferry across Yadkin river, unfavorably on

H. B. 603, an Act to appoint a minister to preach to the penitentiary convicts; also

H. B. 599, a bill to be entitled an Act to amend chapter 43, of Battle's Revisal, and to allow parties to criminal suits to give evidence in their own behalf, recommending its reference to the judiciary committee.

Mr. Wilson of Burke, from the committee on finance, reported favorably on the following bills and resolutions:

S. R. 245, H. R. 156, resolution in favor of the Petersburg R. R. Company;

S. R. 315, H. R. 156, resolution in favor of W. F. Wasson, former sheriff of Iredell county;

S. B. 469, H. B. 613, a bill to be entitled an Act to authorize the commissioners of Wayne county to appoint a finance committee, and

S. B. 495, H. B. 612, a bill to be entitled an Act for the support of the Insane Asylum.

Mr. Geoffroy, from the committee on engrossed bills, reported the following to have been correctly engrossed, and they were transmitted to the Senate for concurrence:

H. B. 473, a bill to be entitled an Act to amend section 3, chapter 241, laws of 1874-75;

H. B. 561, a bill to be entitled an Act to amend section 1, chapter 14, laws of 1874-'75;

H. B. 404, a bill to be entitled an Act to change the line between the counties of Ashe and Wilkes.

H. B. 543, a bill to be entitled an Act to make all outside, and division banks on rice plantations lying upon the Cape Fear river from ten miles above Wilmington to the mouth of the river, a lawful fence;

H. B. 517, a bill to be entitled an Act to repeal section. 46, chapter 78, of Battle's Revisal;

H. B. 493, a bill to be entitled an Act to amend chapter-262, in laws of 1870-'71, concerning the removal of the obstruction to the passage of shad up the Pedee, Yadkin, Uwharrie, Roanoke, and its tributaries. Dan and Stanton rivers;

H. R. 155, a resolution in favor of James H. Enniss;

H. B. 599, a bill to be entitled an Act to enforce collection of unpaid taxes in New Hanover county.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time and referred as follows:

By Mr. Cooper, a bill to be entitled an Act to establish the line between the states of North Carolina, and Tennessee, between the counties of Cherokee, North Carolina, and Polk and Monroe counties of Tennessee, which was referred to the judiciary committee.

By Mr. Smith, a bill to be entitled an Act to prevent the sale of intoxicating liquors within two miles of Johnston Academy, in Pleasant Grove township, Johnston county.

By Mr. Gaither, a bill to incorporate Mount Mourne-Lodge, No. 347, F. A. M., in the county of Iredell.

By Mr. Clark of Bladen, a bill to be entitled an Act toprohibit the sale of liquor within two miles of Bladenborodepot, and also within two miles of Giliad Baptist Church Bladen county.

By Mr. Duggan, a bill to be entitled an Act to prevent. the hauling of seines in the waters of Tar River upon certain days, and

By Mr. Fagan, a bill to require the treasurer of Martin county to pay county orders according to number; all of which were referred to the committee on propositions and grievances.

By Mr. Moring, a bill to be entitled an Act to extend the powers and authority of incorporated towns and villages; referred to committee of counties, cities, &c.,

Subsequently by consent,

By Mr. Hood, a bill to enable the board of county commissioners of Henderson county to apply the surplus of money in the treasury, received from the levy of a special tax, to pay certain railroad bonds, which have been paid in full to liquidate the general indebtedness of the county, which was referred to the committee on finance, and

By Mr. Scott, a bill to repeal an Act to remove obstructions in Newport river, Carterett county, being chapter 99, laws of 1874-775, which was referred to the committee on propositions and grievances; and

By Mr. Powell, a bill in relation to the sale of whiskey; referred to the committee on propositions and grievances.

Mr. Moring moved to reconsider the vote, by which

H. B. 462, a bill in relation to the board of public charities was, last night, laid on the table.

The motion prevailed, and the vote was reconsidered, and the bill was recommitted to the special committee on public charities.

H. B. 386, a bill to authorize the commissioners of Chowan county to levy a special tax was put on its second reading, and passed by the following vote:

Affirmative—Messrs. Allen, Ardrey, Beam, Bizzell, Braswell, Brown, Bryant, Bryson, Cale, Carter of Buncombe, Carter of Hyde, Cary, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Crews, Dillard, Duggan, Ennis, Ewing, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwing, Graves, Harriss, Hartsell, Haynes, Heap, Henderson, Hill, Hood, Horton, Houk, Hughes, Jarvis, Johnson of Warren, Kenan, Leach, Lineback, Lloyd, McCubbins, McGehee, McIver, McLean, McClure, Moring, Moseley, Moye, Peel, Proffitt, Ransom, Reynolds, Richardson, Rogers, Rose, Rowland, Rush, Ryals, Sams, Sharpe, Singeltary.

Smith, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of Burke, Wilson of New Hanover and Winslow—78.

Negative—Messrs. M'Brayer, Maddrey, Pinnix, Powell, Shotwell and Wilson of Transylvania—6.

S. B. 403, H. B. 532, a bill to incorporate the trustees of Lillington Academy, in the county of Pender, was put on its second reading, and the question being put on its passage no quorum voted.

Mr. Lloyd moved to postponed the farther consideration of the bill until Thursday next, at 12 o'clock, and the motion failed.

Mr. McCubbins moved to strike out the word "three" and insert "two," and the amendment was accepted.

The bill so amended passed its second reading.

Mr. Cobb moved to withdraw from the calendar

H. B.—, a bill to authorize the commissioners of Richmond county to levy a special tax, and recommit the bill to the committee on finance, and it was so ordered by the House.

H. B. 60, a bill concerning the entries of public lands was put on its second reading.

The substitute offered by the committee was adopted, and the bill so substituted passed its several readings, and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Carter of Buncombe, a message was ordered to be sent to the Senate, asking the return of H. B. 586, a bill to amend chapter 218, acts of 1870-'71, to incorporate the Mount Airy and Central Railroad Company, for correct engrossment.

And a message was returned from the Senate transmitting the same.

S. B. 221, H. B. 460, a bill to consolidate and revive the charter of the town of Winston, and the amendments thereto, the bill having been reconsidered after passing its third reading, was again put on its third reading.

Mr. Henderson moved to amend as follows:

Amend section 9 by inserting after the word "village or," in line 1, the following: "of said town is herebyconstituted an inferior court, and as such court."

Amend section 9 by striking out in line 3 the words, "as a judicial officer."

The amendment was accepted, and the bill so amended passed by the following vote, and was ordered to be returned to the Senate with engrossed amendments:

Affirmative—Messrs. Allen, Abbott, Ardrey, Beam, Bizzel? Braswell, Brown, Cale, Carter of Buncombe, Carterof Hyde, Cary, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Davis of Haywood, Dillard, Duggan, Dunlap, Ennis, Fagan, Fox, Fulcher, Gaither, Geoffroy, Godwin, Harriss, Heap, Henderson, Hill, Horton, Houk, Hughes, Jarvis, Kenan, Leach, Lindsay, Lloyd, M'Brayer, McCubbins, McGehee, McIver, McLean, McClure, Moring, Moseley, Moye, Peel, Pinnix, Powell, Proffitt, Purnell, Ransom, Reynolds, Richardson, Roberts Rose, Rowland, Rush, Russell, Ryals, Sams, Scott, Sharpe, Singeltary, Simpson, Smith, Stephenson, Swaim, Todd of Ashe, Vaughan, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of Burke, Wilson of New Hanover Wilson of Transylvania and Winslow—80.

Negative—Messrs. Bledsoe, Bryant, Ewing, Haynes, Johnson of Warren, Lineback and Simmons—7.

H. B. 364, a bill to amend Battle's Revisal, chapter 6, sections 3 and 5, was again put on its third reading.

Mr. Carter of Buncombe, moved to refer the bill to the committee on the asylum for the deaf, dumb and blind.

Mr. Bledsoe moved to lay the bill on the table, and on that motion demanded the ayes and nays.

The call was sustained, and the House refused to table by the following vote:

Affirmative — Messrs. Allen, Beam, Bizzell, Bledsoe, Bryant, Bryson, Cale, Carter of Buncombe, Crews, Davis, of Haywood, Duggan, Ennis, Fennell, Geoffroy, Hartsell, Haynes, Heap, Horton, Houk, Johnson, of Warren, Kenan, Lloyd, McClure, Proffitt, Purnell, Reynolds, Rogers, Russell, Sams, Scott, Simmons, Ward of Chowan, Ward of Bertie, White and Wilson of New Hanover—35.

Negative—Messrs. Ardrey, Braswell, Brown, Carter of Hyde, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Dillard, Dunlap, Fagan, Fulcher, Gaither, Godwin, Graves, Harriss, Henderson, Hughes, Jarvis, Leach, Lineback, M'Brayer, McCubbins, McGehee, McIver, Maddrey, Moseley, Moye, Peel, Pinnix, Powell, Richardson, Rowland, Rush, Ryals, Sharpe, Singeltary, Simpson, Smith, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan Williamson, Wilson of Transylvania and Winslow—48.

And the question was then put on the motion of Mr. Carter of Buncombe to refer, and the motion failed.

Mr. Wilson of Burke, offered the following amendment:

"Provided, it does not go into effect until March 1st, 1879."

The question was put on the amendment and it was rejected.

Mr. Moring offered the following amendment:

"That section 3 be stricken out, and that anything in section 5 of the 6th chapter of Battle's Revisal, sub-division in regard to Deaf and Dumb Asylum, requiring the trustees of said institution to be residents of the county of Wake be and the same is hereby repealed."

The special order was announced, but, on motion of Mr. Leach, was postponed until the business before the House was disposed of.

The question was then put upon the amendment offered by Mr. Moring and it was rejected.

Mr. Moring moved to make the bill the special order for Friday at 12 o'clock.

The motion was lost, and the question recurred on the passage of the bill on its third reading; the bill passed and was ordered to be engrossed and sent to the Senate.

Mr. Leach moved to reconsider the vote, by which the bill passed its third reading, and to lay that motion on the table, and the motion to table the motion to reconsider prevailed.

THE SPECIAL ORDER,

being H. B. 264, a bill to provide for the completion of the Western Asylum for the Insane, on motion of Mr. Henderson was postponed until Thursday at 12 o'clock.

S. R. 394, H. R. 139, was pul on its adoption.

Mr. McBrayer moved lay the resolution on the table but withdrew the motion with notice of renewal.

The resolution was discussed, and Mr. McBrayer renewed the motion to table, upon which Mr. Lloyd demanded the ayes and nays. The call was not sustained, and the question being put on the motion to table, was lost.

Mr. Vaughan moved to amend by striking out the word "instruct" and insert the word "request."

The amendment was accepted and the resolution so amended was adopted, and ordered to be returned to the Senate with engrossed amendment.

THE SECOND SPECIAL ORDER,

H. B. 366, a bill to establish the boundary line between the counties of Hyde and Tyrrell, was announced, the bill being on its second reading. On the passage of the bill Mr. Ransom demanded the ayes and nays. The call was sustained, and the bill passed by the following vote:

Affirmative—Messrs. Allen, Abbott, Ardrey, Bledsoe, Bryant, Bryson, Cale, Carter of Buncombe, Carter of Hyder Clarke of Craven, Cooper, Crews, Davis of Lenoir, Dunlap, Ennis, Ewing, Fox, Fulcher, Godwin, Harriss, Haynes, Hill, Hood, Houk, Jarvis, Johnson of Warren, Leach, Lineback, Lloyd, McCubbins, Moring, Peel, Pinnix, Reynolds, Rogers, Rose, Rush, Russell, Ryals, Sams, Scott, Smith, Swaim, Todd of Ashe, Ward of Bertie, White and Wilson of New Hanover—47.

Negative—Messrs. Beam, Bizzell Braswell, Brown, Cary, Clark of Bladen, Cobb, Council, Dillard, Duggan, Fagan, Fennell, Geoffroy, Graves, Hartsell, Heap, Horton, M'Brayer, Morris, Moye, Proffitt, Ransom, Rowland, Sharpe, Simmons, Stephenson, Todd of Wake, Williamson, Wilson of Burke and Wilson of Transylvania—31.

Mr. Purnell and Mr. Simpson paired.

Mr. Carter of Hyde, moved to suspend the rules, to put the bill on its third reading. Upon which motion Mr. Ransom demanded the ayes and nays.

The call was not sustained, and on a division, the motion to suspend the rules prevailed, and the bill was put on its third reading, and passed and was ordered to be engrossed and sent to the Senate.

H. B. 586, a bill in relation to the Mount Airy and Central Railroad, returned to this House for correct engrossment, was again transmitted to the Senate corrected.

S. B. 389, H. B. 537, a bill to refund to the Richmond and Danville Railroad Company, certain taxes, was put on its several readings.

Mr. Todd of Ashe moved to amend by striking out the preamable.

The amendment was accepted, and the bill so amended

passed its several readings, and was ordered to be returned to the Senate with engrossed amendments.

S. B. 372, H. B. 501, a bill to amend chapter 30, acts of 1874'75, entitled an Act in relation to foreign insurance companies, was put on its several readings and passed, and was ordered to be enrolled for ratification.

Indefinite leave of absence was granted to Mr. Terry on account of sickness.

On motion of Mr. M'Brayer, the House adjourned until to-morrow at half-past ten o'clock.

SIXTY-SIXTH DAY.

House of Representatives, Wednesday, Feb. 21th, 1877.

The House was called to order at half-past 10 o'clock, Mr. Speaker Price in the chair.

The Journal of yesterday was read and approved.

INTRODUCTION OF PETITIONS.

By Mr. Clark of Bladen, a petition to allow the commissioners of Bladen county to levy a special tax; and by

Mr. McIver, a petition of merchants and other business men of Jonesboro, Moore county, asking for the repeal of the purchase tax; both of which were referred to the committee on finance.

By Mr. Maddrey, a petition of the citizens of Murfresboro to incorporate the town; referred to committee on corporations; and

By Mr. Staples, a memorial from merchants and other citizens of High Point, in Guilford county, praying for the repeal of the tax on purchases, which was placed on the calendar.

REPORTS OF COMMITTEES.

Mr. Kenan, from the committee on propositions and egrievances, reported unfavorably on

H. B. 469, a bill to be entitled an Act in relation to the Howard Gap Turnpike Company, and to repeal an Act relative to said company.

And Mr. Fox, from the same committee, reported

S. R. 452, H. R. 159, resolution authorizing the Governor to offer a reward for the arrest of Tilman Cranford, submitting an amendment and recomending, with the adoption of the amendment, that the bill do pass.

Mr. Graves, from the judiciary committee, reported

S. B. 58, H. B. 570, a bill to provide for an Inferior Court in the several counties of the State, submitting a substitute and recommending, with the adoption of the substitute, that the bill do pass.

Mr. Pinnix, from the same committee, reported on

H. B. 234, a bill to be entitled an Act to amend the landlord and tenant Act, submitting an amendment and recommending, with the adoption of the amendment, that the bill do pass.

Mr. Wilson of Burke, from the committee on internal improvements, returned

S. B. 418, H. B. 573, a bill for the completion of the Cheraw and Salisbury Railroad without recommendation the committee being unable to agree.

Mr. Henderson, from the committee on corporations, reported favorably on

H. B. 601, a bill to be entitled an Act in relation to the city of Raleigh; on

H.B. 606, a bill to be entitled an Act to amend an Act for the dissolution of Roanoke Navigation Company, without recommendation.

Mr. Richardson, from the same committee, reported favorably on

S. B. 521, H. B. 616, a bill to be entitled an Act to amend the charter of the town of Lexington, in the county of Davidson.

Mr. Davis of Lenoir, from the committee on engrossed bills, reported the following bills to have been correctly engrossed, and they were transmitted to the Senate for concurrence.

H. B. 482, a bill to be entitled an Act declaring Tranter's creek a lawful fence;

H. B. 485, a bill to be entitled an Act concerning the taking of fish in Little Contentnea creek and Sandy River swamp;

H. B. 594, a bill to be entitled an Act to change a portion of the dividing line between the counties of Hertford and Bertie;

H. B. 366, a bill to be entitled an 'Act to establish a boundary line between the counties of Hyde and Tyrrell;

H. B. 632, a bill to be entitled an Act concerning entrees of the public lands in Bladen county;

H. B. 364, a bill to be entitled an Act to amend Battle's Revisal, chapter 1, being the Act in relation to the asylum for deaf mutes and blind persons;

H. B. 513, a bill to be entitled an Act to prevent live stock from running at large in the counties of Rowan, Cabarrus, and a portion of Iredell;

— 567, a bill to be entitled an Act to incorporate the Polk County Narrow Gauge Railroad;

S. B. 221, H. B. 466, engrossed amendments. A bill to be entitled an Act to revise the charter of Winston and the amendments thereto:

S. B. 389, H. B. 537, engrossed amendment to a bill to be

entitled an Act to refund to the Richmond and Danville Railroad Company certain taxes;

S. R. 394, H. R. 139, engrossed amendment to a resolution in relation to a Southern Pacific Railroad;

H. B. 423, a bill to be entitled an Act to extend the corporate limits of the town of Salisbury and amend the charter of said town.

The following bills and resolutions, reported as corrrectly enrolled by committee on enrolled bills, were duly ratified and transmitted to the Senate:

S. B. 404, H. B. 531, an Act to incorporate the South Fork Bridge Company in Ashe county;

H. R. 147, S. R. 611, resolution in favor of James B. Mc-Pherson, tax collector of Pender county;

S. R. 461, H. R. 141, resolution in favor of the News Publishing Company;

H. B. 415, S. B. 544, an Act to legalize Ivey Hill township in the county of Haywood;

S. B. 324, H. B. 406, an Act to incorporate the town of Denver in the county of Lincoln;

H. R. 129, S. R. 539, resolution of instruction to our Senators and Representative in Congress, concerning the Freedman's Saving Bank;

II. B. 459, S. B. 581, an Act to submit to the qualified voters of the town of Shelby, Cleveland county, the question of prohibition or no prohibition of liquors within two miles of said town;

H. B. 378, S. B. 542, an Act to repeal chapter 27, private laws of 1874-'75;

H. B. 367, S. B. 415, an Act to amend section 5, chapter 44, private laws of 1874–'75;

H. B. 344, S. B. 514, an Act to amend chapter 195, laws of 1874-775;

S. B. 372, H. B. 501, an Act to amend chapter 30, laws of 1873-'74, being an Act in relation to foreign insurance companies;

H. B. 222, S. B. 501, an Act to authorize the commissioners of Greene county to levy a special tax.

INTRODUCTION OF RESOLUTIONS.

The following resolutions were introduced, read the first time and placed upon the calendar.

By Mr. Wilson of Burke, a resolution in regard to adjournment on the 22nd inst, and

By Mr. Reynelds, a resolution declaring the session commencing January 1st, 1877, subject to sixty days limitation.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time, and referred as follows:

By Mr. Henderson, a bill to be entitled an Act providing for the pleading of inconsistent defences.

By Mr. Clarke of Craven, a bill to prevent excessive punishment for triffling crimes.

By Mr. Johnson of Warren, a bill to prevent convicts imprisoned for life from being worked outside of the walls of the Penitentiary.

By Mr. Henderson, a bill to be entitled an Act to modify the law as to the removal of actions.

By Mr. Morris, a bill to define and limit the liabilities of public officers touching the safe keeping of public monies;

All of which were referred to the committee on judiciary.

By Mr. Hill, a bill to be entitled an Act to incorporate the Mechanics Protection and Co-operative Association of Wilmington, and

By Mr. Maddrey, a bill to amend the charter of the town Murfresboro;

Both of which were referred to the committee on corporations.

By Mr. Clarke of Craven, a bill to provide for the preservation of the Supreme Court reports furnished to the various counties.

By Mr. Roberts, a bill to prohibit fishing within three miles of the inlets of the State.

By Mr. Ardrey, a bill to prohibit the sale of spirituous liquors within two miles of Mount Zion Church in Mecklenburg county, and

By Mr. Vaughan, a bill to be entitled an Act to prevent felling timber within high water mark of Fisher's river in Surry county;

All of which were referred to the committee on propositions and grievances.

LEAVE OF ABSENCE

was granted to Mr. Spake, and Mr. Ormand was announced as detained from his seat in the House by sickness.

A message was received from the Senate transmitting:

- S. B. 311, a bill in relation to the several penal and charitable institutions of the State;
- S. B. 573, a bill to anthorize Rutherford county and other corporations to subscribe to Railroad stock;
- S. B. 635, a bill to amend section 420 of the code of civil procedure chapter 17, Battle's Revisal;
- S. B. 597, a bill to establish a new township in Rockingham county;
- S. B. 548, a bill to authorize the commissioners of Alleghany county to levy a special tax;
- S. B. 618, a bill for the relief of the city constable of the city of Charlotte;
- S. B. 567, a bill to authorize the board of commissioners Caswell county to subscribe to the capital stock of the Y. & M. R. R. Co;

S. B. 459, a bill to provide for the completion of the Western Asylum for the Insane;

Senate amendments to H. B. 422, S. B. 605, a bill to incorporate Trent Lodge, No. 2, Independent Order of Mechanics:

Senate amendment to H. B. 316, S. B. 440, a bill to incorporate New Hope Baptist Church, Cleaveland county, and

S. B. 548, a bill to authorize the commissioners of Alleghany county to levy a special tax;

They were read the first time and referred as follows:

S. B. 459, 579, and 598 were placed on the calendar; 573, 567 and Senate amendments to H. B. 422 were referred to the committee on corporations, and Senate bills 635 and 618 to judiciary committee, and 678 to the committee on propositions and grievances; amendments to H. B. 316 were placed on the calendar.

A message was also received transmitting,

S. B. 498, a bill to incorporate the town of Huntersville, in Mecklenburg county, sent without engrossment, and which was read the first time and placed on the calendar.

A message was also received transmitting the concurrence of the Senate in certain House amendments to S. B. 479, H. B. 529, a bill to allow the Milton & Sutherlin Narrow Gauge Railroad to employ 40 convicts, and also the refusal of the Senate to concur in certain other amendments.

A message was received transmitting,

S. B. 546, a bill to incorporate Hickory Lodge, No. 343, F. & A. M., of Catawba county;

H. B. 508, a bill to establish a road from Mulberry Gap to the Virginia line;

S. B. 574, a bill to authorize the county commissioners of Lenoir county to levy a special tax;

S. B. 568, a bill to levy a special tax in the county of Cabarrus;

S. B. 575, a bill to amend chapter 85, Battle's Revisal;

S. B. 586, a bill in regard to sundry townships in Randolph county;

S. B. 506, a kill to establish Castalia township in Nash county;

S. B. 510, a bill in relation to vacancies in the board of trustees of the University of North Carolina;

S. B. 523, a bill to regulate the taking of fish in the waters of Neuse river;

S. B. 534, a bill to authorize Jos. A. Haywood to make title for lands sold by him for taxes;

S. R. 524, resolution requiring 50 copies of geological reports to be furnished to the Governor;

Senate amendments to H. B. 436, a bill to amend chapter 20, section 1, of Battle's Revisal, and

Senate amendments to H. B. 453, a bill to protect deer in Stokes and other counties.

They were read the first in this House and referred as follows:

S. B. 534 and 575, and Senate amendments to H. B. 436 to the committee on the judiciary; 508 and 523, and Senate amendments to H. B. 453, to proposition and grievances; 568 and 574, to finance; 586 and 506 to cities, counties and towns; and 524 and 510, to the calendar.

A message was also received stating that the Senate had concurred in the following House amendments to S. B. 408, H. B. 434, a bill to establish county government:

In section 3, lines 4 and 5 to strike out the words "as herein after provided," insert in the 10th line of section 4 (printed bill,) after the word "elected," and before the words "for each township," the words "By the General Assembly;" and at the end of section 4, the following: "When new townships shall be established, if the General Assembly shall not be in session, the Governor shall appoint the Justices of the Peace therein, and they shall hold their offices

umil the next meeting of the General Assembly and until their successors shall be eleted and qualified;

In section 5 strike out "two hundred" and insert "five hundred;"

In line 25 strike out "necessary expenses of;"

In line 31, between the words "therafter" and "but," insert the words "nuless oftener convened by the board of commissioners who are hereby empowered to call together the justices of the Peace when necessary, not oftener than once in three months;"

Insert in line 26, between the words "county" and "without," the words "nor alter nor make additional townships."

They concur in the third House amendment amending section 4 of the bill with this amendment thereto:

Strike out in line 1 the word "Governor" and insert "Secretary of State," and strike out in line 3 the word "recommended" and insert "elected," so it will read: The Secreof State shall certify to the Clerks of the Superior Court of the several counties in this State a list of all the Justices of the Peace elected, &c.

They have adopted the following substitute for the first engrossed House amendment, to come in after the word surveyor in section 2 of the engrossed bill:

Provided however, That a majority of the justices may abolish the office of treasurer, and thereupon the duties and liabilities now attached to the office shall devolve upon the sheriff

Also have concurred in the following House amendment:

Amend section 7 by adding after the word "place," in line 5, the following: "Subject, however, to the power of the General Assembly to alter, amend or abrogate the provisions of the act and to substitute others in their stead as

provided for in section 14, article 7, of the Constitution."

A communication from His Excellency, the Governor, in relation to the Atlantic and North Carolina Railroad, which was read and placed on the calendar.

Mr. Ransom moved that the vote by which H. B. 364, a bill in relation to the boundary between the counties of Tyrrell and Hyde, was passed yesterday, be reconsidered in order to move a recommital of the bill.

Mr. Carter, of Hyde, moved to lay the motion on the table.

The motion to table was lost, and the motion to reconsider prevailed.

On motion of Mr. Ransom, the bill was recommitted to the committee on cities, towns, counties, &c.

S. B. 348, a bill to revise and consolidate the public school law, was put on its second reading and passed by the following vote:

Affirmative-Messrs. Abbott, Ardrey, Austin. Beam, Bizzell, Bledsoe, Braswell, Brown, Eryant, Bryson, Cale, Carter of Buncombe, Carter of Warren, Cary, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Crews, Davis of Haywood, Dillard, Duggan, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Codwin, Graves, Harriss, Hartsell, Haynes, Heap, Henderson, Hill, Hood, Horton, Honk, Hughes, Jarvis, Johnson of Warren, Kenan, Leach, Lindsay, Lineback, Lloyd, M'Brayer, Mc-Cubbins, McGehee, McIver, McLean, McClure, Maddrey, Moring, Morris, Moseley, Moye, Parish, Peel, Pinnix, Proffit, Purnell, Ransom, Reynolds, Richardson Roberts, Rogers, Rose, Rowland, Rush, Ryals, Sams, Sharpe, Shotwell, Simmons, Singeltary, Simpson, Smith, Staples, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, Ward of Bertie, White Williamson, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow and Worth-99.

Negative-None.

By consent, Mr. Richardson introduced a resolution in relation to the message of His Excellency, the Governor, read during the morning session, and under a suspension of the rules the resolution was adopted and ordered to be sent to the Senate without engrossment, and a message was sent to that body transmitting the resolution, together with the message of the Governor.

H. B. 202, a bill to incorporate the town of Sparta, in the county of Edgecombe, was put upon its several readings and passed, and was ordered to be engrossed and sent to to the Senate.

S. B. 478, H. B. 538, a bill to increase the number of trustees of the University, was put upon its several readings, and passed, and was ordered to be enrolled for ratification.

H. B. 580, a bill to secure the better drainage of the Muddy Fork of Lower Little River, of Alexander county; and

H. B. 400, a bill to incorporate the town of Seaboard, were put on their several readings, and passed, and ordered to be engrossed, and sent to the Senate.

On motion of Mr. Wilson, of New Hanover, the resolution introduced by him during this morning's session in regard to adjournment to-morrow, the 22nd inst, was put on its adoption and failed to pass.

On motion of Mr. Bagley, the vote by which H.B. 400 passed was reconsidered, and on his motion the bill was again put on its second reading and passed by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Austin, Bagley, Beam, Bizzell, Bledsoe, Braswell, Brown, Bryant, Bryson, Cale, Carter of Buncombe, Carter of Warren, Cary, Clark of Bladen, Clarke of Craven, Cooper, Council, Crews, Davis of Haywood, Davis of Lenoir, Dillard, Duggan, Dunlap,

Ennis, Ewing, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Harris, Hartsell, Haynes, Heap, Henderson, Hill, Horton, Houk, Hughes, Johnson of Warren, Leach, Lindsay, Lineback, Lloyd, M'Brayer, McCubbins, McGehee, McIver, McClure, Maddrey, Morris, Moseley, Moye, Parish, Peel, Pinnix, Proffitt, Purnell, Ransom, Reynolds, Richardson, Roberts, Rogers, Rose, Rowland, Rush, Russell, Ryals, Sams, Scott, Sharpe, Simmons, Singeltary, Simpson, Smith, Staples, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow and Worth—96.

Negative-None.

THE FIRST SPECIAL ORDER.

H. B. 511, a bill to regulate the manner of making election returns, was announced and the bill was put on its second reading.

Mr. Todd, of Ashe, offered the following amendment:

"Strike out all of section 1, after the words " register of deeds in line 13."

Mr. M'Brayer moved to refer the bill to the committee on the judiciary.

The motion failed, and the question recurring on the amendment of Mr. Todd it was rejected, and the bill was then put on its second reading, and passed, and without objection went to its third reading and passed, and was ordered to be engrossed and sent to the Senate.

THE SECOND SPECIAL ORDER.

H. B. 173, a bill to repeal chapter 245, laws of 1874-777, was announced.

On motion of Mr. Parish, was postponed and made the special order for Tuesday next at 12, o'clock.

H. B. 512, a bill to allow the commissioners of Onslow to levy a special tax, was put on its third reading, and passed by the following vote, and was ordered to be engrossed and sent to the Senate.

Affirmative—Messrs. Abbott, Ardrey, Austin, Bagley, Beam, Bizzell, Braswell, Bryant, Bryson, Cale, Carter of Buncombe, Carter of Hyde, Cary, Clark of Bladen, Clarke, of Craven, Cobb, Cooper, Council, Crews, Davis, of Haywood, Davis of Lenoir, Dillard, Dunlap, Ennis, Ewing, Fagan, Fox, Fulcher, Gaither, Geoffroy, Graves, Harriss, Haynes, Hill, Hood, Horton, Houk, Hughes, Jarvis, Johnson of Warren, Leach, Lindsay, Lineback, Lloyd, M'Brayer, McCubbins, McGehee, McIver, Maddrey, Moring, Morris, Moseley, Moye, Parish, Peel, Pinnix, Purnell, Reynolds, Richardson, Rogers, Rowland, Rush, Russell, Ryals, Sams, Scott, Sharpe, Simmons, Singeltary, Simpson, Smith, Staples, Stephenson, Swaim, Vanghan, Ward of Chowan, White, Williamson, Wilson, of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow and Worth—S5.

H. R. 151, a resolution concerning the Albemarle and Chesapeake Canal Company, was put on its passage.

Mr. Carter, of Hyde, offered the following amendment: "Strike out three on the part of the House and two on the part of the Senate," and insert "two on the part of the House and one on the part of the Senate."

The amendment was accepted, and the resolution as amended was adopted and ordered to be engrossed and sent to the Senate.

Mr. McGehee, from the committee on finance, submitted a report on the revenue bill, and on his motion the bill was made the special order for to-morrow at 11 o'clock.

S. R. 245, H. R. 157, a resolution in favor of the Peters-

burg Railroad Company, was put on its second reading and failed to pass.

Mr. McGehee moved to reconsider the vote by which the resolution failed to pass.

Reconsideration was had, and the resolution was again put on its second reading and passed, and without objection was put on its third reading and passed, and was ordered to be enrolled for ratification.

H. B. 490, a bill to repeal sections 28 and 29, of chapter 6 of Battle's Revisal in relation to the expenses in bringing lunatics to the Asylum, was put on its second reading.

Mr. Lloyd offered the following amendment:

Provided, This act shall not apply to persons who are not able to pay their own expenses.

Mr. Vaughan moved to lay the bill on the table and, on a division, the motion prevailed.

H. B, 582, a bill to change the county lines between the counties of Wilkes, Watauga and Ashe, passed its several readings, and was ordered to be engrossed and sent to the Senate.

H. B. 414, a bill to amend the act incorporating the town of Morganton and the acts amendatory thereto, was put on its second reading and passed by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Austin, Beam, Bizzell, Braswell, Brown, Bryant, Bryson, Cale, Carter of Hyde, Cary, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Harriss, Haynes, Heap, Henderson, Hill, Hood, Horton, Houk, Hughes, Jarvis, Johnson of Warren, Kenan, Leach, Lindsay, Lineback, M'Brayer, McCubbins, McGehee, McIver, McClure, Maddrey, Moring, Morris, Moseley, Moye, Parish, Peel, Pinnix, Ransom,

Reynolds, Roberts, Rogers, Rowland, Russell, Ryals, Sams, Scott, Sharpe, Simmons, Singeltary, Smith, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Vaughan, Ward of White, Williamson, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow and Worth—83.

Negative—Messrs. Bagley, Bledsoe, Crews Lloyd and Purnell—5.

H. B. 573, a bill for the completion of the Cheraw and Salisbury Railroad, was put on its several readings.

Mr. Staples offered the following amendment:

The work done upon said road, by the convicts herein provided for, shall be estimated by the chief engineer of said road and the State shall have a lien upon the road for said work, which lien shall be a first mortgage upon the road.

The amendment was accepted and the bill as amended passed its second reading.

Without objection the bill went on its third reading.

Mr. Staples offered the following amendment:

The convicts herein provided for shall be furnished upon the same terms as convicts are furnished other roads in which the State has an interest.

The amendment was accepted and the bill as amended passed its third reading, and was ordered to be engrossed and sent to the Senate.

S. B. 350, a bill to farm out convicts on the railroad leading to Rutherfordton, in Rutherford county, was put on its second reading.

Mr. Staples offered the following amendment:

Strike out all authorizing the sending of convicts direct from the counties to the railroad.

The amendment was accepted, but pending the consideration of the bill the House yielded to the motion of Mr. Purnell to adjourn to half-past 7 this evening, and the House adjourned to that hour.

EVENING SESSION.

The House was called to order at half-past 7 o'clock. Mr. Speaker Price in the chair.

The Speaker laid before the House H. B. 452, a bill to be entitled an act to authorize the commissioners of Chatham county to levy a special tax, the question being upon the passage of the bill on its third and final reading, and the bill passed its third reading by the following vote and was ordered to be engrossed:

Affirmative—Messrs. Abbott, Ardrey, Austin, Aycock, Beam, Bizzell, Bledsoe, Braswell, Brown, Bryant, Bryson, Cale. Carter of Buncombe, Carter of Warren, Cary, Clark of Bladen, Clarke of Craven, Cooper, Crews, Davis of Haywood, Dillard, Dunlap, Ennis, Ewing, Fagan, Fox, Geoffroy, Godwin, Haynes, Heap, Hill, Houk, Hughes, Leach, Lineback, Lloyd, McBrayer, McCubbins, McIver, McClure, Moring, Morris, Moseley, Moye, Parish, Peel, Pinnix, Proffitt, Quinnerly, Ransom, Reynolds, Richardson, Roberts, Rose, Rowland, Sams, Scott, Simmons, Singeltary, Simpson, Smith, Staples, Todd of Wake, White, Wilson of Burke, Winslow and Worth—67.

Negative-None.

H. B. 540, a bill to be entitled an act to create a new township in the county of Columbus to be known as Lake Waccamaw township, was taken up on its second reading, passed, and without objection went to its third reading,

passed and was ordered to be engrossed and sent to the Senate.

The hour for the special order having arrived, on motion of Mr. Carter, of Bumcombe, it was passed over informally and further consideration postponed until half-past 8 o'clock.

THE UNFINISHED BUSINESS

being S. B. 350, H. B. 539, a bill to be entitled an act to farm out convicts to labor on the railroad leading to Rutherfordton, in the county of Rutherford, was taken up on its second reading.

Mr. Graves sent forward the following amendment:

"Amend by adding: Provided, That the said company shall appoint one person to represent the company and the Governor of the State shall appoint a suitable person to represent the State, and the two persons thus selected shall make a just and equitable estimate of all the labor performed by said convicts; and the net value of the labor so ascertained shall be a first lien upon the property and franchises of said company."

The amendment was adopted, and the bill, as amended, passed its second reading and without objection went to its third reading.

Mr. Beam moved to amend by striking out the amendment offered by Mr. Staples, and the motion prevailed.

The bill then passed its third and final reading and was ordered to be transmitted to the Senate with engrossed amendments.

The Calendar was taken up, and S. B. 477, H. B. 618, a bill to be entitled an act to incorporate the Black River Navigation Company, was put on its passage, passed its second and, withou[†] objection, went to its third reading.

Mr. Lloyd sent forward the following amendment, which was adopted.

"Provided, Said company shall not prevent any persons from fishing in said river."

Mr. Fennell moved to reconsider the vote by which the amendment offered by Mr. Lloyd was adopted.

The Speaker announced the hour for the special order, being H. R. 153, a resolution of thanks to Congress, as having arrived.

On motion of Mr. Fennell, the consideration of the special order was postponed until 9 o'clock, and the question was upon the motion of Mr. Fennell to reconsider the vote by which the amendment offered by Mr. Lloyd was adopted.

The motion did not prevail, and the bill then passed its third and final reading and was ordered to be sent to the Senate with engrossed amendments.

H. B. 369, a bill to locate a permanent seat of government for the county of Pender, was taken up on its second reading, and the question was upon the substitute offered by the committee.

Mr. Kenan moved to lay the bill on the table.

The special order was again postponed, on motion of Mr. Rowland, for 10 minutes.

Mr. Kenan renewed his motion to table, but withdrew it to give Mr. Duggan opportunity to make a personal explanation.

The motion to table was again renewed and, upon a division, was carried.

By consent, Mr. Purnell introduced a bill, which was referred to the joint committee on penal institutions.

THE SPECIAL ORDER.

H. B. 153, a resolution of thanks to Congress, was taken up.

Mr. Carter, of Buncombe, asked leave to withdraw a substitute previously offered by him for the purpose of introducing another to the same effect, and leave was granted.

Mr. Singletary offered a resolution as a substitute for the whole.

Mr. Vaughan moved to lay the whole subject on the table, and the motion prevailed.

S. B. 140, H. 605, a bill to incorporate the Trustees of Oxford Colored Educational Association, of Granville, was put on its several readings and passed, and was ordered to be enrolled for ratification.

Mr. Kenan moved to adjourn until to-morrow morning at half-past 10, and the motion failed.

H. B. 387, a bill to lay out and construct a public road from Phineas Harton's store, in Wilkes county, to the Deep Gap of the Blue Ridge, in Watauga county, was taken up under the motion previously entered by Mr. Todd, of Ashe, for a reconsideration of the vote by which the bill passed its third reading.

Mr. Todd, of Ashe, moved to lay the motion to reconsider on the table.

The question was put on the motion and it was lost.

The question then recurred on the motion to reconsider Mr. Bryant offered the following amendment:

"Strike out that no hand shall be required to work out of his own county."

Mr. Horton offered the foilowing amendment, which was read for the information of the House

"Provided, That the citizens of Watauga be required to work down to Willis Waters' house."

The question was then put on reconsideration and was carried, and the amendments of Mr. Horton and Mr. Bryant were successively adopted, and the bill passed its

third reading and was ordered to be engrossed and sent to the Senate.

Mr. Clarke of Craven, moved to adjourn until half-past 10 o'clock to-morrow morning and the motion failed.

S. B. 386, a bill to authorize the commissioners of Chowan county to levy a special tax, was put on its second reading.

Mr. McBrayer moved to lay the bill on the table.

On that motion Mr. Ewing demanded the ayes and noes. The call was sustained and the House refused to table by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Aycock, Bizzell, Braswell, Dunlap, Fagan, Graves, Hartsell, McBrayer, Moring, Peel and Roberts—14.

Negative--Messrs.Beam, Brown, Bryant, Bryson, Cale, Carter of Buncombe, Carter of Hyde, Carter of Warren, Cary, Clark of Bladen, Clarke of Craven, Cooper, Council, Crews, Davis of Lenoir, Diilard, Ewing, Fox, Fulcher, Gaither, Geoffroy, Haynes, Heap, Hill, Horton, Houk, Hughes, Jarvis, Johnson of Warren, King, Lindsay, Lineback, Lloyd, McCubbins, McClure, Morris, Purnell, Quinnerly, Rogers, Rowland, Sams, Scott, Sharpe, Simmons, Singeltary, Simpson, Stephenson, Swaim, Todd of Wake, Vaughan, Ward of Chowan, Wilson of Burke, Wilson of New Hanover, Winslow and Worth—58.

The bill was put on its third reading and passed by the following vote and was ordered to be engrossed and sent to the Senate:

Affirmative—Messrs. Beam, Brown, Bryant, Bryson, Cale, Carter of Warren, Cary, Clark of Bladen, Clarke of Craven, Cooper, Council, Crews, Davis, of Lenoir, Dillard, Ennis, Ewing, Geoffroy, Haynes, Heap, Hill, Hood, Horton, Houk, Hughes, Johnson of Warren, Kenan, King, ineback, Lloyd, McCubbins, McClure, Morris, Moye, Pur-

nell, Quinnerly, Reynolds, Rogers, Sams, Scott, Sharpe, Simmons, Singeltary, Simpson, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, White, Wilson of Burke, Wilson of New Hanover, and Worth—57.

Negative—Abbott, Ardrey, Aycock, Bizzell, Braswell, Dunlap, Fagan, Fox, Fulcher, Gaither, Godwin, McBrayer, Maddrey, Moring, Peel, Roberts and Rowland—17.

By consent, Mr. Purnell introduced a bill to be entitled an act to protect the State's interest in contracts for the labor of convicts, which was referred to the joint committee on penal institutions.

By consent, Mr. Todd, of Ashe, introduced a resolution of inquiry, which was placed on the calendar.

Mr. Austin moved to adjourn until 10 o'clock to-morrow morning, and the motion did not prevail.

Mr. Fagan moved to adjourn to half-past 10 o'clock to-morrow, and the motion was lost.

S. R. 187, a resolution in favor of the colored race, on motion of Mr. Purnell, was laid on the table.

A motion of Mr. Davis, of Lenoir, to adjourn until 10 o'clock to-morrow was lost.

Mr. McBrayer moved to adjourn until half-past 10 o'clock to-morrow morning, and the motion did not prevail

A message was read from the Senate transmitting Senate amendments to S. B. 408, H. B. 434, a bill to establish county government, and asking the concurrence of the House therein.

Mr. Clarke, of Craven, moved to adjourn until to-morrow morning, but withdrew that motion.

On motion of Mr. Moing, the bill, with amendments, was referred to the committee on county governments.

The House adjourned until to-morrow morning at half-past 10 o'clock.

SIXTY-SEVENTH DAY.

House of Representatives, Thursday, Feb. 22, 1877.

The House was called to order at half-past 10 o'clock..

Mr. Speaker Price in the chair.

The journal of vesterday was read and approved.

REPORTS OF COMMITTEES.

Mr. Richardson, from the committee on propositions and grievances, reported favorably on

Senate amendments to H. B. 453, S. B. 543, a bill to be entitled an act to protect the deer between the 15th of January and 1st of September, in the counties of Stokes, Forsythe, Surry, &c.

Mr. Dillard, from the same committee, reported favorably on

S. B. 548, H. B. 650, a bill to be entitled an act to authorize the commissioners of Alleghany county to levy a special tax.

Mr. Fox, from the same committee, reported favorably

H. B. 627, an act to require the Treasurer of Martin county to pay county orders according to number.

Mr. Kenan, from the committee on propositions and grievances, reported favorably on the following bills:

H. B. 626, an act to be entitled an act to prevent the hauling of seines in the waters of lhe Tar river on certain days;

S. B. 523, H. B. 651, a bill to be entitled an act to regulate the taking of fish in the waters of Neuse river; and unfavorably on

S. R. 38, H. R. 128, resolution in favor of G. N. and B. R. Dickey; also on

H. B. 624, an act to incorporate Mount Mourne Lodge No. 347, F. A. M., in the county of Iredell, recommending its reference to the committee on corporations.

Mr. Pinnix, from the committee on penal institutions, reported favorably on

H. R. 99, resolutions relative to furnishing the convicts Bibles.

Mr. Richardson, from the committee on corporations, reported on

H. B. 639, an act to amend the charter of the town of Murfreesboro.

Mr. Staples, from the judiciary committee, reported favorably on

H. B. 379, an act to repeal section 50, chapter 63, of Battle's Revisal;

H. B. 559, a bill to allow the citizens of Watauga connty to pass through the toll gate on the Caldwell and Watauga turnpike road free of toll;

H. B. 577, an act to prevent cruelty to animals; and unfavorably on the following:

H. B. 439, a bill to be entitled an act confering upon the county commissioners power to prohibit the sale of spirituous liquors in certain localities;

H. B. 634, an act to prevent excessive punishment for trifling offences;

H. B. 635, an act to prevent convicts imprisoned for life from being worked outside the walls of the penitentiary;

H. B. 637, an act to define and limit the liabilities of public officers touching the safe keeping of public moneys;

S. B. 635, H. B. 644, a bill to be entitled and act' to amend section 420, of the Code of Civil Procedure, chapter 17, of Battle's Revisal.

Mr. McBrayer, from the same committee, reported unfavorably on

H. B. 287, an act for the better protection of sheep hisbandry.

Subsequently, by consent, Mr. Staples reported favorably on S. B. 618, H. B. 645, a bill to be entitled an act for the relief of the city constable of the city of Charlotte.

Mr. Wilson, of Burke, from the committee on finance, reported favorably on the following bills;

H. B. 578, a bill in relation to the Roanoke and Tar River Agricultural Society;

H. B. 629, an act to enable the board of county commissioners of Henderson county to apply the surplus of money in the treasury, received from the levy of a special tax to pay certain railroad bonds, which have been paid in full, to liquidate the general indebtedness of the county;

S. B. 568, H. B. 648, a bill to be entitled an act to levy a special tax in the county of Cabarrus and for other purposes; and unfavorably on

H. B. 600, a bill concerning the counties of Columbus and Brunswick.

Mr. Godwin, from the committee on propositions and grievances, reported unfavorably on

H. B. 640, an act to provide for the preservation of the Supreme Court Reports furnished to the several counties.

Mr. Fennell, from the special committee on public charities, reported favorably on

H. B. 462, an act in relation to the Board of Public Charities.

Subsequently, by consent, Mr. Staples, from the judiciary committee, reported favorably on

S. B. 285, H. B. 463, a bill to be entitled an Act to provide a special commission for the county of Craven.

Mr. Geoffroy, for committee on ingressed bills, reported the following Bills, Resolutions and Amendments as correctly engressed which were transmitted to the Senate for concurrence:

H. B. 511, a bill to be entitled an Act to regulate the manner of making election returns.

H. B. 582, a bill to be entitled an Act to change the county line between the counties of Watauga, Wilkes and Ashe.

H. B. 202, a bill to be entitled an Act to incorporate the town of Sparta in Edgecombe county.

H. B. 580, a bill to be entitled an Act to secure the drainage of the low lands on the Muddy Fork on Lower Little River.

H. R. 151, a resolution concerning the Albemarle and Chesapeake Canal.

Engrossed amendment to S. B. 418, H. B. 573.

A bill to be entitled an Act to aid the completion of the Cheraw and Salisbury Railroad.

H. B. 512, a bill to be entitled an Act to allow the Commissioners of Onslow county to levy a special tax.

INTRODUCTION OF RESOLUTIONS.

By Mr. Cooper, a resolution in favor of B. K. Dickey, of Cherokee county, which was referred to the committee on propositions and grievances; and

By Mr. Richardson, a resolution in relation to the public grounds of the State, now in the possession of the United States Government, which was placed on the calendar

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time and referred as follows:

By Mr. Maddrey, a bill to regulate the sale of spirituous liquors in Murfreesboro' township, Hertford county, and amendatory of chapter 114, Private Laws of 1874-'5; and

By Mr. Rush, a bill to prohibit the sale of spirituous liquors within two miles of Union and Morrison Churches; both of which were referred to the committee on propositions and grievances.

By Mr. Ardrey, a bill to incorporate the Trustees of Antioch Methodist Church and Camp Ground in the county of Mecklenburg;

By Mr. Ormond, a bill to incorporate the town of Contentnea in the county of Greene;

By Mr. Harris, a bill to amend the charter of the town of Concord in the county of Cabarras, and

By Mr. Richardson, a bill to incorporate the Wilmington Compress and Warehouse Company, all of which were referred to the committee on corporations.

And subsequently by consent,

By Mr. Wilson of New Hanover, a bill to regulate the seines and nets used for fishing in certain waters of the State; and

By Mr. Clarke of Craven, a bill to prohibit the sale of liquor within one and a half miles of any public highway of the Free Union Church in Speight's Bridge township in the county of Greene, both of which were referred to the committee on propositions and grievances; and

By Mr. Clarke of Craven, a bill to amend chapter 104, section 41, line 2 of Battle's Revisal by inserting after the word "Constable" the word "Ferryman," which was referred to the committee on the judiciary.

By consent Mr. Purnell presented a petition of Hon. J. H. Wheeler, asking for compensation for the North Carolina Manual published by him and furnished to the State, which was referred to the committee on claims.

S. B. 618, H. B. 645, a bill for the relief of city Constable

of the city of Charlotte was put on its passage and passed and was ordered to be enrolled for ratification.

Mr. Moye moved to reconsider the vote by which H. B. 369, a bill to locate a permanent seat of government for the county of Pender passed its third reading at the last night's session.

Mr. Rose moved to lay the motion to reconsider on the table.

THE SPECIAL ORDER.

H. B. 596, a bill to raise revenue was announced, but on motion of Mr. McBrayer was postponed until the business before the House was disposed of.

Mr. Rose withdrew his motion to table the motion to reconsider.

Mr. McBrayer then moved to take the bill from the table which motion prevailed, and on his further motion, was made the special order for to-morrow night at half-past 7 o'clock.

THE SPECIAL ORDER

was again announced and on motion of Mr. Pinnix the House went into committee of the whole on the bill, Mr. Pinnix in the chair.

The committee rose, reported progress and asked leave to sit again to-morrow at half-past 12 o'clock; and leave was granted.

Mr. Carter of Buncombe asked leave to enter a motion to take from the table H. R. 153, a resolution introduced by himself and laid on the table at last night's session, and to make the motion to reconsider the special order for to-morrow night at 8 o'clock. Leave was granted and the order made by the House.

Mr. Ransom moved to withdraw from the committee on

cities, towns, townships, &c., S. B. 563, H. B. 621, a bill to create a new township in the county of Pamlico, and referred to the committee on propositions and grievances, and it was so ordered by the House.

Mr. Pinnix moved that H. B. 234, a bill to amend the Landlord and Tenant Act, be made the special order for tomorrow night at 9 o'clock, and the motion prevailed.

A message from the Senate was received transmitting

S. B. 459, a bill to amend chapter 201 Laws of 1874-'5, being an Act providing a fence law for the counties of Union, Anson and Guilford;

S. B. 593, a bill to drain wet lands and also signifying the concurrence of the Senate in the House amendments to certain bills and resolutions.

They were read the first time in this House and S. B. 459 referred to the committee on propositions and grievances, and S. B. 593 to the committee on the judiciary.

A message was also received from the Senate transmit-

S. B. 601, a bill to incorporate King's Mountain Mining Company.

S. B. 602, a bill to authorize the Commissioners of Haywood county to appoint a surveyor for certain purposes.

S. B. 644, a bill to incorporate the town of Stonewell in the county of Rockingham.

S. B. 612, a bill to regulate the sale of weights and measures and for the collection of accounts now due;

S. B. 607, a bill to organize a government for the city of Wilmington;

S. B. 660, a bill to incorporate the trustees of Wentworth Academy, in the county of Rockingham; and

Senate amendments to H. B. 343, a bill to extend the time for taking out grants from the State; and to

H. B. 488, a bill to repeal and amend certain sections of Battle's Revisal.

They were read the first time in this House and referred as follows:

S. B. 601, 660 and 642 to the committee on corporations; S. B. 602 to the committee on propositions and grievances; S. B. 607 to the committee on cities, towns, counties, &c.; and Senate amendments to H. B. 488 and 343 were placed on the calendar.

A message was also received from the Senate informing the House that the Senate had adopted H. R. 160, a resolution appointing a committee to confer with the Governor in regard to the Atlantic and North Carolina Railroad and had appointed Messrs. Robins and Dunn as the Senate branch of the said committee.

Mr. Speaker announced the appointment of the following gentlemen as a special committee to draw a bill on the establishment of Normal Schools, viz: Messrs. McIver, Dillard and Reynolds.

LEAVE OF ABSENCE

was granted to Mr. Clarke of Craven from to-day until Tuesday next,

On motion of Mr. Vaughan, the House adjourned until tomorrow morning at half past 10 o'clock.

SIXTY-EIGHTH DAY.

House of Representatives, Friday, Feb. 23rd, 1877-

The House was called to order at half-past ten o'clock.

Mr. Speaker Price in the chair.

The Journal of yesterday was approved.

INTRODUCTION OF PETITIONS, &C.

By Mr. Richardson: a petition from O. G. Parsley, of Wilmington, asking that an act be passed changing the city limits of Wilmington, which was referred to the committee on propositions and grievances, and

By Mr. Hartsell, a petition of certain citizens of Stanly county, asking that the sale of spirituous liquors be prohibited within two miles of Lane's Grove Methodist Protestant church in said county, which was referred to the same committee.

REPORTS OF COMMITTEES.

Mr. McBrayer, from the judiciary committee, reported on the following bills:

H. B. 589, a bill to be entitled an act to amend section 25, chapter 111 of Battle's Revisal, so as to relieve from penalty officers required to give bond, and who may refuse to enter upon the duties of such offices, submitting an amendment and recommending with the adoption of the amendment that the bill do pass;

H. B. 435, S. B. 631, a bill to be entitled an act to amend section 10, chapter 105, Battle's Revisal, submitting a sub-

stitute, and recommending with the adoption of the substitute, that the bill do pass; also on

H. B. 341, a bill to establish an uniform system of county government, with the report that previous legislation rendered the passage of the bill unnecessary.

Mr. Henderson, from the same committee, reported favorably on

H. B. 165, a bill to be entitled an act to alter the Constitution of North Carolina, changing the time of the commencement of the Governor's term of office, and omitting obsolete sections, &c.

Mr. Pinnix, from the same committee, returned

H. B. 622, a bill to be entitled an act to establish the line between the States of North Carolina and Tennessee, between the counties in North Carolina and Polk and Monroe counties in Tennessee, recommending its reference to the committee on propositions and grievances; and

Mr. Staples, from the judiciary committee, reported favorably on the following:

H. B. 509, a bill to be entitled an act to amend section 5, article 5, of the constitution;

H. B. 573, an act to amend chapter 104, section 41, line 2 of Battle's Revisal, by inserting after the word "constable," the word "ferrymen;"

S. B. 471, H. B. 609, an act to be entitled an act to amend section 138, chapter 32, Battle's Revisal, so as to increase the punishment for speculating in county or State claims, and on Senate amendments to S. B. 488, H. B. 380, a bill to be entitled an act to amend chapter 52, section 22, of Battle's Revisal.

Mr. McLean, from the committee on claims, reported favorably on

S. R. 615, H. R. 158, a resolution to provide additional aid for the Engrossing clerk of the Sentate and the Enrolling clerk.

Mr. Ardrey, from the committee on counties, cities, towns,

&c., reported favorably on the following bills:

H. B. 366, S. B. 680, a bill to be entitled an act to establish a boundary line between the counties of Hyde and Tyrrell;

S. B. 586, H. B. 658, a bill to be entitled an act in regard to sundry townships in Randolph county;

S. B. 506, H. B. 659, a bill to be entitled an act to establish Castalia township in Nash county, and on

S. B. 473, H. B. 620, a bill to be entitled an act to create a township in the county of Wayne, to be known as Stoney Creek township.

Mr. Wilson, of Burke, from the committee on finance, reported favorably on

S. B. 574, H. B. 649, a bill to be entitled an act to authorize the county commissioners of Lenoir to levy a special tax.

Mr. Henderson, from the committee on corporations, reported favorably on

H. B. 666, an act to amend the charter of the town of Concord, in the county of Cabarrus.

Mr. McIver, from the special committee on normal schools, reported on

H. B. 595, an act to establish a normal department at Chapel Hill, for the education of white persons to become teachers in the public schools of the State; and to establish a normal department at Shaw University for the education of colored persons to become teachers in the public schools of the State; also to establish a normal department at Fayetteville, Charlotte, Newbern, Wilmington, Tarboro, Enfield, Murfreesboro, Henderson, Elizabeth City, Plymouth, Warrenton, Goldsboro, Edenton and Louisburg, for like purposes;

H. B. 286, an act to establish a normal department at Shaw University for the education of colored teachers for the State of North Carolina, submitting a substitute to cover both bills, and recommending its adoption.

Mr. Davis, of Lenoir, for committee on engrossed bills, reported the following bills, resolutions and amendments as correctly engrossed, which were transmitted to the Senate for concurrence:

H. B. 540, a bill to be entitled an act to create a new township in the county of Columbus;

H. B. 386, a bill to be entitled an act to authorize the commissioners of Chowan county to levy a special tax.

Engrossed amendment to

S. B. 350, H. B. 539, a bill to be entitled an act to farm out convicts on the railroad leading to Rutherfordton, in the county of Rutherford.

Engrossed amendment to

S. B. 477, H. B. 618, a bill to be entitled an act to incorporate the Black River Navigation Company;

H. B. 357, a bill to be entitled an act to lay out and construst a public road from Phineas Horton's store in Wilkes county, to Deep Gap in Watauga county;

H. B. 452, a bill to be entitled an act to authorize the commissioners of Chatham county to levy a special tax.

The following bills and resolutions reported as correctly enrolled by the committee on enrolled bills, were duly ratified and transmitted to the Senate:

S. R. 245, H. R. 247, resolution in favor of the Petersburg Railroad Company.

S. B. 478, H. B. 538, an act increasing the number of trustees of the University.

H. B. 556, S. B. 606, an act to authorize the commissioners of Dare county to have transcribed deeds and other papers on records in the counties of Hyde, Tyrrell, &c.

H. B. 520, S. B. 656, an act to extend the time for the organization of the Atlantic Iron and Steel Manufacturing Company, incorporated March 22d, 1875, and to change its name

H. B. 543, S. B. 673, an act to make all outside and division banks on rice plantations, lying upon the Cape Fear

river, from ten miles above Wilmington to the mouth of the river, lawful fences.

H. B. 528, S. B. 654, an act to authorize the extension of the cemeteries situated in the town of Washington, Beaufort county.

S. B. 140, H. B. 615, an act to incorporate the Trustees of Oxford Colored Educational Association of Granville.

S. R. 394, H. R. 139, resolution in relation to a Southern Pacific railroad.

S. B. 389, H. B. 537, an act to refund to the Richmond and Danville Railroad Company certain taxes.

S. B. 221, H. B. 466, an act to consolidate and revise the charter of the town of Winston, and the amendments thereto.

S. B. 618, H. B. 645, an act for the relief of the city constable of the city of Charlotte.

INTRODUCTION OF RESOLUTIONS.

The following resolutions were introduced and placed on the calendar:

By Mr. Davis, of Haywood: a resolution on adjournment.

By Mr. Parish: resolution instructing our Senators in Congress to use their influence to secure the passage of the bill to pension the soldiers of the Mexican war.

By Mr. Houk: a resolution concerning the business of the House.

By Mr. McLean: a resolution of instruction to the committee on asylum for colored insane, and

By Mr. Wilson, of Burke: a resolution to appoint a committee of three to report a general bill classifying all criminal offences and affixing punishment according to their grade, which was referred to the committee on the judiciary.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time, and referred as follows:

By Mr. Ardrey: an act to incorporate the town of Mathews, in the county of Mecklenburg, which was referred to the committee on corporations.

By M. Rush: a bill for the more careful and accurate survey of public lands, which was referred to the committee on the judiciary.

LEAVE OF ABSENCE

was granted to Mr. Moye from to-day until Monday next, and to Mr. Duggan from to-day until Monday next.

A message was announced from the Senate informing the House that the Senate had concurred in certain House amendments to

S. B. 429, a bill to allow the Milton and Southerlin Narrow Gauge Railroad Company to employ forty convicts, and also had refused to concur in certain other amendments to the same bill.

The question was upon receding from the amendments of the House in which the Senate refused to concur.

The House refused to recede and a message was ordered to be sent to the Senate informing that body of the determination of the House, and also proposing that a committee of conference be appointed to consider the questions at issue, and also that the Speaker had appointed the following gentlemen as the House branch of said committee: Messrs. McGehee, Moring, Sharpe, Bryson and Bledsoe. And a message introducing the above subjects was accordingly transmitted to the Senate.

A message was received from the Senate informing the House that the Senate had concurred in the amendments of the House to S. B. 429, and had ordered the same to be enrolled.

On motion of Mr. Leach,

H. B. 576, a bill to provide for the support of the North Carolina Institution for the Deaf, Dumb and Blind for the years 1877-'8, was put on its second reading.

Mr. Leach offered the following amendment:

Amend by inserting "forty-two thousand five hundred dollars for the year 1877," and amend by inserting "forty-two thousand five hundred dollars for the year 1878."

The question was put upon the amendment and it was rejected.

Mr. McBrayer moved to reconsider the vote by which the amendment was rejected.

The House refused to reconsider, and the bill then passed its second reading by the following vote:

Affirmative.-Messrs. Abbott, Ardrey, Austin, Aycock, Bagley, Beam, Bizzell, Bledsoe, Braswell, Brown, Bryant, Bryson, Bunn, Cale, Carter of Buncombe, Carter of Hyde, Carter of Warren, Cary, Clark of Bladen, Clarke of Craven, Cooper, Council, Crews, Davis of Haywood, Davis of Lenoir, Dillard, Duggan, Dunlap, Fagan, Fennell, Fox, Gaither, Geoffroy, Godwin, Graves, Harrison, Harriss, Hartsell, Haynes, Heap, Henderson, Hill, Horton, Houk, Hughes, Jarvis, Johnson of Warren, King, Leach, Lindsay, Lineback, M'Brayer, McCubbins, McGehee, McIver, McClure, MeRae, Maddrey, Moring, Morris, Moseley, Moye, Ormond, Parish, Peel, Pinnix, Proffitt, Ransom, Reynolds, Richardson, Roberts, Rogers, Rose, Rowland, Rush, Ryals, Sams, Scott, Sharpe, Shotwell, Simmons, Singeltary, Simpson, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, Ward of Bertie, White, Wilson of Burke, Wilson of New Hanover, Wilson of Tranyslvania, Winslow and Worth-99.

Negative-None.

Mr. Parish moved to put on its second reading S. B. 495,

H. B. 612, a bill for the support of the Insane Asylum.

The motion was sustained, and the bill passed its second reading by the following vote:

Affirmative-Messrs. Abbott, Ardrey, Austin, Aycock, Bagley, Beam, Bizzell, Bledsoe, Braswell, Brown, Bryant, Bryson, Bunn, Cale, Carter of Buncombe, Carter of Hyde, Carter of Warren, Cary, Clark of Bladen, Clarke of Craven, Cooper, Council, Davis of Haywood, Davis of Lenoir, Dillard, Duggan, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Harrison, Harriss, Hartsell, Haynes, Heap, Henderson, Hill, Horton, Houk, Hughes, Jarvis, Johnson of Warren, King, Leach, Lindsay, Lineback, M'Brayer, McCubbins, McGehee, McIver, McClure, McRae, Maddrey, Moring, Morris, Moseley, Moye, Ormond, Parish, Peel, Pinnix, Proffitt, Purnell, Quinnerly, Ransom, Reynolds, Richardson, Roberts, Rogers, Rose, Rowland, Rush, Ryals, Sams, Scott, Sharpe, Shotwell, Simmons, Singeltary, Simpson, Spake, Stephenson, Swaim, Todd of Wake, Vaughan, Ward of Chowan, Ward of Bertie, Wilson of Burke, Winslow and Worth-97.

Negative—Messrs. Todd of Ashe, and Wilson of Transylvania—2.

THE SPECIAL ORDER.

S. B. 458, H. B. 470, a bill to establish a system of Superior Courts, was taken up for consideration.

Mr. Cooper moved to postpone further consideration and make the bill the special order for Monday at 12 o'clock, the motion was lost, and the bill was then read and discussed by sections.

Mr. Moring offered the following amendment:

"In section 1, in line 3" strike out the words "civil and."

On motion of Mr. Bagley, it was ordered that the order of

the House to go into a committee of the whole on the revenue bill, be postponed until the matter before the House was disposed of.

On motion of Mr. Davis, of Haywood, the Hon. R. H. Cannon, then present in the hall, was invited to a seat on the floor of the House.

Pending discussion of S. B. 458, on motion of Mr. Mc-Gehee, the House adjourned until this evening at half-past seven o'clock, Mr. Graves being entitled to the floor.

EVENING SESSION.

Feb. 23d, 1877.

The House met at half past seven o'clock and was called to order by Mr. Speaker Price.

Mr. Rowland introduced a resolution in regard to the rales of the House.

And Mr. Crews, a resolution concerning the Atlantic and North Carolina Rail Road, both of which were placed on the calendar.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time and thus disposed of:

By Mr. Henderson, a bill accompanied by a report from the joint select committee to lay off the State into nine Judicial Districts providing for the election of three Judges of the Supreme Court and nine Solicitors, which was placed on the calendar; By Mr. Cobb, a bill accompanied by a petition to amend the charter of the town of Lincolnton; and

By Mr. Lloyd, a bill to incorporate the town of Point Caswell in the county of Pender, both of which were referred to the committee on corporations

Mr. Staples presented a memorial of merchants and citizens of High Point, asking the repeal of the tax on Drummers, &c., which was placed on the calendar.

On motion of Mr. Staples the special order of the hour was postponed until the unfinished business of this morning was disposed of and the consideration of H. B. 458, a bill to provide an Inferior Court for the several counties of the State was resumed.

The question was upon the amendment of Mr. Moring introduced at this morning's session. Upon its adoption Mr. Vanghan demanded the ayes and noes. The call was sustained, and the amendment was adopted by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Bagley, Beam, Bizzell, Bryant, Bryson, Bunn, Cale, Carter of Hyde, Carter of Warren, Cary, Cobb, Cooper, Crews, Davis of Haywood, Davis of Lenoir, Duggan, Ennis, Fox, Fulcher, Gaither, Geoffroy, Godwin, Harrison, Harriss, Haynes, Heap, Hill, Hood, Horton, Hughes, Johnson of Warren, Kenan, Leach, Lindsay, Lineback, Lloyd, M'Brayer, McCubbins, McIver, Moring, Moseley, Ormond, Peel, Powell, Purnell, Reynolds, Rogers, Rose, Rush, Ryals, Sams, Scott, Sharpe, Simmons, Simpson, Smith, Swaim, Todd of Wake, Ward of Chowan, Ward of Bertie, White, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow and Worth—71.

Negative—Messrs, Austin, Bledsoe, Braswell, Carter of Buncombe, Clark of Bladen, Council, Dillard, Dunlap, Fagan, Fennell, Graves, Hartsell, Herderson, Houk, King, McGehee, McLean, McRae, Maddrey, Morris, Parish, Pinnix, Quinnerly, Ransom, Richardson, Roberts, Rowland, Shackelford, Staples, Stephenson, Todd of Ashe and Vaughan—33.

Mr. Richardson moved to amend by striking out "four" and inserting "two." The amendment was accepted and section 1 as amended by the committee and the amendment of Mr. Richardson was adopted.

Section 2 was taken up.

Mr. Moring offered the following amendment:

Strike out from the word "if" in line 10, down to and including the word "conferred" in line 12. Strike out all after the word "holden" in line 14, to the end of section.

The amendment was adopted and the amendment of the committee to the section as amended, was adopted.

Section 3 was considered.

Mr. Lindsay offered the following amendment:

In section 3, line 2 strike out "four times" and insert "twice," and the amendment was rejected and section 3 as amended by the committee was adopted.

The amendments of the committee to sections 4, 5 and 6 were adopted.

Section 7 was considered.

Mr. Moring offered the following amendment:

After the word "determined" in line 2 insert "all proceedings in bastardy and" which was adopted.

Mr. M'Brayer offered the following amendment:

Amend by adding after "forgery" in line 7, "highway robbery."

The amendment was accepted and the amendment of the committee as amended was adopted.

The amendment to section 8, on motion of Mr. Moring was stricken out.

Section 9 was considered.

Mr. Moring offered the following amendment:

Insert between the words "appeals" and "wrought" the words "of a criminal nature" which was adopted and the

amendment of the committee to the section as amended was adopted.

The amendments of the committee to section 10 were adopted.

Section 11 was considered.

Mr. Rowland offered the following amendment:

Amend by striking out in lines 3 and 4 the words "the Superior Courts in term time" and insert the words "Supreme Court." The amendment was rejected and the amendment of the committee to the section was adopted, the amendments of the committee to sections 12 and 13 were stricken out.

Section 14 as amended by the committee was adopted. Section 15 was considered.

Mr. Bryant offered the following amendment:

Strike out "a majority of the Justices of the Peace may elect," and insert the words "the people of said county shall elect" and upon its adoption Mr. Bryant demanded the ayes and noes and the amendment was rejected by the following vote:

Affirmative—Messrs. Bagley, Bledsoe, Brown, Bryant, Bryson, Bunn, Cale, Carter of Warren. Cary. Cooper, Council, Crews, Davis of Haywood, Davis of Lenoir, Dunlap, Harrison, Haynes, Heap, Hill, Hood, Horton, Johnson of Warren, Lineback, Lloyd, McIver, McClure, Ormond, Pinnix, Purnell, Reynolds, Rogers, Scott, Simmons, Todd of Wake, Ward of Chowan, White, Wilson of New Hanover and Wilson of Transylvania—38.

Negative—Messrs. Abbott, Austin, Beam, Bizzell, Braswell, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Dillard, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Harriss, Hartsell, Henderson, Houk, Hughes, Jarvis, Kenan, King, Leach, Lindsay, M'Brayer, McCubbins, McGehee, McRae, Maddrey, Moring, Morris, Parish, Peel, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Simpson,

Smith, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan, Wilson of Burke, Winslow and Worth—59.

Section 15 was considered.

Mr. Hill offered the following amendment:

Amend by striking out the word "four," in line 12, and insert "two."

The amendment was adopted, and the amendments of of the committee to the section as amended were adopted. Section 16 was considered.

Mr. Ormond moved to adjourn until half-past 10 o'clock to-morrow morning.

The House refused to adjourn, and the amendments of the committee to section 16 were adopted.

Section 17 was considered.

Mr. Houk offered the following amendment:

Amend by striking out "four," in line four, and insert "two."

Which was adopted; and section 17, as amended by the committee, was adopted.

The amendments of the committee to sections 18 and 19 were adopted.

Section 20 was considered.

Mr. Lloyd offered the following amendments:

In line 10 strike out the word "when." In line 11 strike out the word "necessary."

The amendment was rejected, and the amendments of the committee to section 20 were adopted.

Section 21 was considered

Mr. Wilson of New Hanover offered the following amendment:

Add to section 21, "this act shall not apply to the counties of New Hanover and Perquimans."

The amendment was rejected, and the amendments of the committee to section 21 were adopted.

Section 22 was considered.

Mr. Bryant offered the following amendment:

Strike out "1877" and insert "1977."

The amendment was rejected, and the section as amended by the committee was adopted.

The question then recurred on the passage of the bill as amended on its second reading.

Mr. Purnell offered the following amendment to section 4:

Amend by inserting after the words "six days," in line 3, the words, "except in Wake county, where the said term may be held for two weeks."

Which was adopted.

On motion of Mr. Staples the title of the bill was amended, and the bill was put on its second reading.

Upon which Mr. Wilson of New Hanover demanded the ayes and nayes.

The call was sustained, and the bill passed by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Austin, Beam, Bizzell, Braswell, Brown, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cooper, Council, Dillard, Dunlap, Fagan, Fennell, Fox, Gaither, Geoffroy, Graves, Hartsell, Henderson, Houk, Hughes, Jarvis, King, Leach,

Lindsay, McCubbins, McGeliee, McClure, McRae, Maddrey, Moring, Morris, Quinnerly, Richardson, Roberts, Rowland, Ryals, Sams, Shackelford, Sharpe, Simpson, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan, Wilson of Burke and Worth—52.

Negative—Messrs. Allen, Bagley, Bledsoe, Bryant, Bunn, Cale, Cary, Crews, Davis of Haywood, Davis of Lenoir, Enniss, Harrison, Haynes, Heap, Hill, Hood, Horton, Johnson of Warren, Lineback, Lloyd, McIver, Moseley, Ormond, Parish, Peel, Pinnix, Purnell, Reynolds, Rogers, Scott, Simmons, Smith, Todd of Wake, Ward of Chowan, White, Wilson of New Hanover, Wilson of Transylvania and Winslow—38.

On motion of Mr. Richardson the bill was put on its third reading.

Mr Richardson offered the following amendment:

Amend section 11 by striking out in line four all after the word "time" down to and including the word "faith" in line nine, and insert in lieu thereof the following "by giving security for costs and jail fees, unless the court shall otherwise order."

Which was adopted.

Mr. Bagley moved to adjourn until half-past 10 to-morrow morning, and the House refused to adjourn.

Mr. Rowland offered the following amendment:

Amend by striking out in lines three and four the words "Superior Court in term time," and insert the words "Supreme Court," also by striking out in lines nine and tenthe words "and such appeal, when granted, shall be heard de novo in the Superior Court."

Which was rejected.

Mr. Ormond moved the following amendment:

Amend section 1 by striking out all after the word "the" in the eighth line down to and including the word "them" in ninth line, and insert "qualified voters"; and also strike out all after the word "county" in ninth line.

Upon the adoption of the amendment, Mr. Ormond demanded the ayes and noes.

The call was sustained and the amendment wes rejected by the following vote:

Affirmative—Messrs. Allen, Bagley, Bledsoe, Bryant, Bunn, Carter of Warren, Cary, Cooper, Crews, Davis of Haywood, Davis of Lenoir, Graves, Harrison, Haynes, Heap, Hill, Hood, Johnson of Warren, Lloyd, Ormond, Purnell, Reynolds, Rogers, Scott, Simmons, Todd of Wake, Ward of Chowan, White, Wilson of New Hanover and Wilson of Translyvania—30.

Negative—Messrs. Abbott, Ardrey, Beam, Bizzell, Brown, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Council, Dilliard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Harris, Hartsell, Henderson, Horton, Houk, Hughes, Jarvis, King, McBrayer, McCubbins, McGehee, McClure, McRae, Maddrey, Moring, Morris, Moseley, Parish, Peel, Ransom, Richardson, Roberts, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Simpson, Smith, Staples, Stephenson, Swaim, Todd of Ashe, Voughan, Wilson of Burke, Winslow and Worth—54.

Mr. Lindsay offered the following amendment:

Amend by striking out all in section 5, line 5, and inserting, "at next regular term."

The amendment was rejected.

Mr. Swaim moved to restore to section 8 all in relation

to special proceedings which had been stricken out on the second reading of the bill.

Mr. Vaughan moved to adjourn until to-morrow morning at half-past 10 o'clock.

Upon which motion Mr. Scott demanded the ayes and nayes.

The call was not sustained, and the House refused to adjourn.

Mr. Bagley moved to lay the bill on the table.

The call was sustained, and the House refused to table by the following vote:

Affirmative—Messrs. Allen, Bagley, Bledsoe, Bryant, Bunn, Cale, Carter of Warren, Cary, Crews, Davis of Haywood, Davis of Lenoir, Harrison, Haynes, Heap, Hill, Hood, Horton, Johnson of Warren, Lloyd, Ormond, Peel, Purnell, Reynolds, Rogers, Rush, Scott, Simmons, Todd of Wake, Ward of Chowan, White, Wilson of New Hanover Wilson of Transylvania—32.

Negative—Messrs. Abbott, Ardrey, Aycock, Beam, Bizzell, Brasswell, Brown, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cooper, Council, Dillard, Dunlap, Fagan, Fennell, Fox, Geoffroy, Godwin, Graves, Hartsell, Henderson, Houk, Hughes, Jarvis, King, Leach, Lindsay, McBrayer, McCubbins, McGehee, McIver, McClure, McRae, Maddrey, Moring, Morris, Moseley, Parish, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Ryals, Sams, Shackelford, Sharpe, Simpson, Staples, Stephenson, Swaim, Todd of Ashe, Wilson of Burke, Winslow and Worth—59.

Mr. Staples called the previous question. The call was sustained and the main question ordered.

The question then recurred on the adoption of the motion of Mr. Swaim to reinstate portions of section 8 stricken out on the second reading of the bill.

Upon which motion Mr. Ormond demanded the ayes and nayes.

The call was sustained, and amendment was rejected by the following vote:

Affirmative—Messrs. Bledsoe, Brown, Carter of Buncombe, Clark of Bladen, Council, Fagan, Graves, Henderson, Honk, King, Leach, McGehee, Maddrey, Morris, Parish, Purnell, Ransom, Richardson, Roberts, Rowland, Shackelford, Simpson, Staples, Swaim, Todd of Ashand Vaughan—26.

Negative—Messrs. Allen, Abbott, Ardrey, Bagley, Beam, Bizzell, Braswell, Bryant, Bryson, Bunn, Carter of Hyde, Carter of Warren, Cooper, Crews, Davis of Haywood, Davis of Lenoir, Dillard, Dunlap, Fennel, Fox, Gaither, Godwin, Harrison, Hartsell, Haynes, Heap, Hill, Hook, Forton, Hughes, Jarvis, Johnson of Warren, Lindsay, Lloyd, McCubbins, McIver, McClure, Moring, Ormonk, Peel, Pinnix, Quinnerly, Reynolds, Rogers, Rush, Ryals, Sams Scott, Sharpe, Simmons, Stephenson, Todd of Wake, Ward of Chowan, White, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow and Worth—31.

The question then recurred upon the passing of the bill upon its third reading.

Mr. Lloyd offered the following amendment:

"Provided, Before this act shall take effect in Pender county the question shall be submitted to the voters of said county to decide upon the a loption of the amendment."

Mr. Scott demanded the ayes and nayes.

The call was not sustained, and the amendment was rejected.

Mr. Ardrey offered the following amendment:

"Except in Mecklenburg county, where said court may be held for two weeks."

The amendment was adopted.

Mr. Wilson, of New Hanover, offered the following amendment:

After the words "county of Wake," in section 4, insert "county of New Hanover."

The amendment was adopted.

The bill was put on its third reading.

Upon which Mr. Bagley demanded the ayes and nayes. The call was sustained, and the bill passed by the following vote, and was ordered to be sent to the Senate with engrossed amendments:

Affirmative—Messrs. Abbott, Ardrey. Bizzell, Braswell, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cooper, Council. Dillard, Dunlap, Fagan, Fennell, Gaither, Godwin, Graves, Hartsell, Heuderson, Houk, Hughes, Jarvis, King, Leach, McCubbins, McGehee, McLean, McCiure, McRae, Maddrey, Moring, Morris, Quinnerly, Ransom, Richardson, Roberts, Rose, Ryals, Sams, Shackelford, Sharpe, Simpson, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan, Wilson of Burke and Worth—50.

Negative—Messrs. Allen, Bagley, Beam, Bledsoe, Bryant, Brysou, Bunn, Cale, Carter of Warren, Cary, Crews, Davis of Haywood, Davis of Lenoir, Fox, Harrison, Haynes Heap, Hill, Hood, Horton, Johnson of Warren, Lloyd, McIver, Moseley, Ormond, Parish, Peel, Pinnix, Proffit, Purnell, Reynolds, Rogers, Rowland, Rush, Simmons, Todd of Wake, Ward of Chowan, White, Wilson of New Hanover, Wilson of Transylvania and Winslow—41.

Mr. Vaughan moved to adjourn until half-past 10 tomorrow morning, and the House adjourned to that hour.

SIXTY-EIGHTH DAY.

House of Representatives, Saturday, Feb. 24, 1877.

The House was called to order at half-past 10 o'clock.

Mr. Speaker Price in the chair.

The journal of yesterday was read and approved.

INTRODUCTION OF MEMORIALS, &C.

By Mr. Clark, of Bladen: A memorial from citizens of Bladen county against a prohibition law for Bladensboro, in said county, which was referred to the committee on propositions and grievances.

By Mr. Clerk, of Bladen: A petition from certain citizens of Bladen county against the change of the county line between Bladen and Robeson counties, which was placed on the calendar.

By Mr. Fox: A petition from citizens of Randolph county in relation to the encouragement to improved breeds of cattle, which was referred to the committee on agriculture.

REPORTS OF COMMITTEES.

Mr. McBrayer, from the committee on privileges and elections, submitted a report in the case of Carter vs. King.

Mr. Pinnix, from the judiciary committee, reported unfavorably on the following bills:

H. B. 289, a bill to be entitled an act to amend section 382, chapter 17, Battle's Revisal;

- S. B. 483, H. B. 610, a bill to be entitled an act to regulate the attendance of sheriffs on the office of the Clerk of the Superior Court in the respective counties; also on
- H. B. 92, a bill to be entitled an act concerning rangers, submitting a substitute and recommending, with the adoption of the substitute, that the bill do pass;
- H. B. 436, S. B. 560, a bill to be entitled an act to amend chapter 20, section 1, of Battle's Revisal, recommending concurrence in the Senate amendments to the same.
- Mr. McBrayer from the same committee reported unfavorably on
- H. B. 590, a bill to repeal section 50, chapter 63, Battle's Revisal.
 - Mr. King, from the same, reported unfavorably on
- H. B. 491, an act to cure defects in proceedings in the Superior Courts of this State;
- H. B. 149, an act regulating the service of summons and other court orders by publication in newspapers, submitting a substitute and recommending, with the adoption of the substitute, that the bill do pass.
- Mr. Abbott, from the committee on claims, reported favorably on the following resolutions:
- S. R. 430, H. R. 138, a resolution in favor of Thomas Hampson;
- H. R. 115, resolution in favor of W. J. Gatling, and unfavorably on

A memorial of Hon. John W. Wheeler, asking for compensation for the North Carolina Manuel, published by him and furnished to the State.

Mr. Carter, from the judiciary committee, reported on:

S. B. 368, H. B. 608, a bill to be entitled an act to regulate proceedings against owners of mill dams for injuries done by them, submitting a substitute and recommending, with the adoption of the substitute, that the bill do pass; and favorably on the following bills:

S. B. 288, H. B. 525, a bill to be entitled an act to amend chapter 180, public laws of 1874-775;

H. B. 505, a bill to be entitled an act concerning breaking and entering buildings in the night time.

Mr. Parish, from the same committee, reported unfavorably on the following bills:

H. B. 362, an act to amend chapter 17, section 264, of Battle's Revisal;

H. B. 238, a bill for the encouragement of sheep husbandry;

H. R. 107, resolution concerning advertisements of sales of real estate by sheriffs, &c.;

H. B. 421, a bill to be entitled an act to amend the constitution of the State, submitting a substitute and recommending the passage of the bill, with the adoption of the substitute.

Mr. Staples, from the judiciary committee, reported unfavorably on the following:

H. R. 57, a resolution to secure the arrest of fugitives from justice;

H. B. 156, a bill to be entitled an act to secure to subcontractors, material, men and mechanics, a lien, supplemental to chapter 65 Battle's Revisal;

H. B. 155, a bill to be entitled an act to more effectually secure a mechanics lien on personal property, and for other purposes;

H.B. 150, an act to amend chapter 27, section 22, of Battle's Revisal;

H. B. 357, a bill to be entitled an act to prescribe the practice in certain cases; and favorably on

S. B. 612, H. B. 674, a bill to be entitled an act to regulate the sale of weights and measures and for the collection of amounts now due.

Mr. Rose, from the judiciary committee, reported on

H. B. 244, a bill to be entitled an act to amend chapter

17, section 254, Battle's Revisal, submitting a substitute and recommending the passage of the bill with adoption of the substitute.

Mr. Graves, from the same committee, reported unfavorably on the following:

H. B. 636, a bill to be entitled an act to modify the law as to the removal of actions;

H. B. 235, an act to amend chapter 17, Battle's Revisal, and to change the time of the Superior Courts in the 12th Judicial District; also on the two following, submitting amendments and recommending their passage with the adoption of the amendments:

H. B. 510, a bill to punish frauds in the use of public funds;

H. B. 248, a bill to be entitled an act to secure to owners of real estate in this State a homestead in fee simple; and favorably on

H. B. 593, H. B. 678, a bill to be entitled an act to drain wet lands.

Mr. Graves, from the committee ou county government, made a report on:

S. B. 408, H. B. 434, a bill to be entitled an act to establish county government, recommending concurrence in the Senate amendment thereto.

Mr. Henderson, from the committee on corporations, reported favorably on the following bills:

H. B. 668, an act to incorporate the Trustees of Antioch Methodist Church and Camp Ground, in the county of Mecklenburg;

S. B. 498, H. B. 653, an act to incorporate the town of Huntersville, in the county of Mecklenburg;

S. B. 546, H. B. 654, a bill to be entitled an act to incorporate Hickory Lodge No. 343, A. F. A. M., in Catawba county;

H. B. 422, S. B. 605, a bill to be entitled an act to in-

corporate Trent Lodge No. 2, Independant Order of Mechanics, of the city of Newbern, county of Craven;

H. B. 667, a bill to incorporate the town of Contentnea, in the county of Greene;

S. B. 567, H. B. 656, a bill to be entitled an act to authorize the board of commissioners of Caswell county to subscribe to the capital stock of the Y. & M. R. R. Co.;

H. B. 665, a bill to be entitled an act to incorporate the Wilmington Compress and Warehouse Company;

S. B. 573, H. B. 655, a bill to be entitled an act to authorize Rutherford county and other municipal corporations to subscribe to railroad stock.

Mr. Carter, of Buncombe, from the judiciary committee, reported unfavorably on

H. B. 251, a bill to be entitled an act to amend chapter 105, Battle's Revisal.

Mr. Todd, of Ashe, from the same committee, reported favorably on

H. B. 363, a bill to be entitled an act to repeal sections 51, 52 and 53, of chapter 63, of Battle's Revisal.

Mr. Johnston, of ————, from the committee on internal improvements, reported on

H. B. 262, an act to amendehapter 242, laws of 1874-'75, concerning the branch road of the Atlantic and North Carolina Railroad, running from said road to New River, in Onslow county, submitting an amendment and recommending, with the adoption of the amendment, that the bill do pass.

The following bills and resolutions, reported as correctly enrolled by committee on enrolled bills, were duly ratified and transmitted to the Senate:

S. B. 477, H. B. 618, an act to incorporate the Black River Natigation Company;

S. B. 350, H. B. 539, an act to to farm out convicts to

labor on the railroad leading to Rutherfordton, in the county of Rutherford;

H. R. 77, S. R. 538, resolution in regard to report of State Geologist;

H. B. 544, S. B. 652, an act to authorize the commissioners of Alexander county to levy a special tax;

H. B 412, S. B. 649, an act to prevent live stock from running at large within the county of Mecklenburg and certain townships in Cabarrus county;

S. B. 579, H. B. 575, an act to amend chapter 77, private laws of 1870-71.

INTRODUCTION OF RESOLUTIONS.

By Mr. Moring: A resolution in favor of David L. Goodloe, commissioner to take depositions in the case of Geo. W. King vs. H. W. Carter, which was referred to the committee on finance.

By Mr. Fennell: A resolution in relation to the Board of Public Charities, which was placed on the calendar.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time and referred as follows:

By Mr. Carter of Warren, a bill to amend chapter 148, section 5, of private laws of 1868'-69; and

By Mr. Hartsell': a bill to prohibit the sale of spirituous liquors within two miles of Love's Grove Protestant Methodist Church, in Stanly county, both of which were referred to the committee on propositions and grievances.

LEAVE OF ABSENCE

was granted to

Mr. White, from last night until Tuesday;

Mr. Singeltary, indefinitely, on account of sickness;

Mr. Aycock, indefinitely, for the same reason;

Mr. McIver, indefinitely;

Mr. Williamson, until Monday;

Mr. Cary, until Monday;

The Speaker, under a motion of Mr. Rowland to put the calendar at his disposal, put

H. R. 173, a resolution in regard to the rules of the House, on its adoption, and it was adopted.

H. B. 450, a bill to repeal section 2, chapter 200, laws of 1874-75, a bill to divest of jurisdiction the Superior Courts over misdemeanors in failing to list poll and property, and for other purposes, was put on its several readings and passed and was ordered to be engrossed and sent to the Senate.

S. B. 495, a bill for the support of the Asylum for the Insane, was put on its third reading and passed and was ordered to be enrolled for ratification.

H. B. 366, a bill to establish a boundary line between the counties of Hyde and Tyrrell, previously passed and reconsidered, was again put on its third reading and passed, and was ordered to be engrossed and sent to the Senate.

Mr. Carter, of Hyde, moved to reconsider the vote by which the bill passed its third reading and to levy that motion on the table.

On the motion to table the motion to reconsider, Mr Ransom demanded the ayes and nays. The call was sustained and the motion to table was carried by the following vote:

Affirmative—Messrs. Allen, Abbott, Austin, Bagley, Bledsoe, Bryant, Bunn, Cale, Carter of Hyde, Carter of Warren, Cary, Cobb, Cooper, Crews, Duggan, Dunlap, Ennis, Fox, Fulchuer, Geoffroy, Haynes, Heap, Hill, Honk Jarvis, Johnson of Warren, Johnston of Washington, Leach, Lindsay, McCubbins, McIver, McClure, Morris,

Moseley, Proffitt, Purnell, Reynolds, Roberts, Ryals, Sams, Scott, Shackelford, Simmons, Smith, Swaim, Todd of Ashe, Todd of Wake, Ward of Chowan, and Ward of Bertie—50.

Negative—Messrs. Ardrey, Beam, Bizzell, Braswell, Brown, Clark of Bladen, Council, Dillard, Fagan, Gaither, Godwin, Graves, Harrison, Harriss, Hartsell, Henderson, Hood, Hughes, King, Lindsay, Lloyd, McBrayer, McLean, McRae, Maddrey, Moseley, Ormond, Parish, Peel, Quinnerley, Ransom, Richardson, Rogers, Rose, Rowland, Sharpe, Staples, Stephenson, Vanghan, Wilson of Transylvania, Winslow and Worth—42.

Senate amendment to

H. R. 100, a resolution to anthorize the Engrossing Clerk of the House to employ one assistant was taken up.

The House refused to concur and the message was trusmitted to the Senate informing that body of the action of the House.

[S. R. 615, a resolution authorizing the Engrosing Clerk of the Senate, and the Eurolling Clerk, was put on its passage and failed to pass.]

S B. 367, H. B. 535, a bill concerning the town of Goldsboro, passed its second reading and went to its third reading.

Upon which Mr. Davis, of Lenior, demanded the ayes and noes. The call was sustained and the bill passed by the following vote and was ordered to be enrolled for ratification:

Affirmative—Messrs, Abbott, Ardrey, Beam, Bizzell, Braswell, Brown, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Council, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Harriss, Hartsell, Houk, Hughes, Jarvis, King, Lindsay, M'Brayer, McCubbins, McGeliee, McLean, McClure, McRay, Maddrey, Morris, Moseley, Peel, Powell, Proffit,

Quinnerly, Ransom, Richardson, Roberts, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Simpson, Smith, Staples, Stephenson, Swaim, Todd of Ashe, Wilson of Trasylvania and Winslow—58.

Negative—Messrs. Allen, Bagley, Bledsoe, Bryant, Bunn, Cale, Carter of Warren, Crews, Davis of Lenoir, Enniss, Harrison, Haynes, Hill, Hood, Horton, Johnson of Warren, Lineback, Lloyd, Ormond, Purnell, Reynolds, Rogers, Ward of Chowan, Ward of Bertie—24.

On motion of Mr. Davis of Haywood, the vote by which S. R. 615 failed to pass was reconsidered, and the same was again put on its passage.

Mr. Graves offered the following amendment:

"Povided, That the number of assistant clerks shall not exceed the number approved by the committee on enrolled and engrossed bills."

The amendment was adopted and the resolution as amended passed, and was ordered to be sent to the Senate with engrossed amendments.

Mr. Richardson moved to reconsider the vote by which S. B. 367, a bill concerning the town of Goldsboro, passed its third reading. The reconsideration was had and Mr. Richardson sent forward the following amendment:

"Amend section 6 by striking out in line 6th the word thirty' and insert in lieu thereof the word 'ninety.'"

The amendment was adopted, and the bill so amended was again put on its third reading and passed, and was ordered to be sent to the Senate with engrossed amendments.

S. B. 450, H. B. 527, a bill to appoint a special commis-38 sion for the county of New Hanover, was put on its several readings.

Mr. Richardson offered the following amendment:

Amend by striking out section 2 and insert the following:
"That the said commissioners shall be entitled to such compensation as the board of commissioners of New Hanover may in their discretion allow."

The amendment was adopted, and the bill as amended passed its second reading and was put in its third reading. Mr. Simmons offered the following amendment:

"Amend so that the act shall apply to all the counties in the State."

The amendment was rejected and the bill then passed and was ordered to be returned to the Senate with engrossed amendments.

The House went into committee of the whole at half past 12 o'clock, Mr. Carter of Buncombe in the chair.

The committee rose, reported and begged leave to sit again at half past 12 on Monday, and leave was granted.

Mr. Ormond moved to adjourn until $10\frac{1}{2}$ e'clock on Monday.

The House refused again.

S. B. 548, H. B. 650, a bill to levy a special tax for the county of Alleghany and for other purposes, was put on its second reading, and passed by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Austin, Bagley, Beam, Bizzell, Bledsoe, Braswell, Brown, Bryson, Cale, Carter of Buncombe, Carter of Hyde, Carter of Warren, Cobb, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Ennis, Fagan, Fennel, Fox, Gaither, Geoffroy, Graves, Harriss, Hartsell, Haynes, Heap, Henderson, Hill, Houk,

Jarvis, King, Leach, Lloyd, McCubbins, McGehee, McIver, McClure, McRae, Maddrey, Morris, Moseley, Ormond, Peel, Proffit, Purnell, Quinnerly, Ransom, Reynolds, Richardson, Roberts, Rose, Rowland, Rush, Sams, Scott, Sharpe, Simmons, Simpson, Spake, Stephenson, Swaim, Todd of Ashe, Vanghan, Ward of Chowan, Ward of Bertie, Wilson of Transylvania and Winslow—73.

Negative-Messrs, Bryant, Bunn and Crews-3.

H. B. 498, a bill to authorize the construction of a turnpike road from Hayesville to Murphy, was put on its third reading, and passed by the following vote, and was ordered to be engrossed and sent to the Senate:

Affirmative—Messrs. Abbott, Ardrey, Austin, Bagley, Beam, Bizzell, Braswell, Brown, Bryaut, Bryson, Bunn, Cale, Carter of Buncombe, Carter of Hyde, Carter of Warren, Clark of Bladen, Cobb, Cooper, Council, Crews, Davis of Haywood, Dillard, Dunlap, Ennis, Fagan, Fennel, Fox, Fulcher, Gaither, Geoffroy, Graves, Hartsell, Haynes, Hill, Hood, Houk, Jarvis, Johnson of Warren, King, Lloyd, McCubbins, McGeliee, McIver, McClure, McRae, Maddrey, Morris, Moseley, Ormond, Peel, Powell, Proffit, Quinnerly, Ransom, Reynolds, Richardson, Roberts, Rogers, Rowland, Rush, Sams, Scott, Sharpe, Simmons, Simpson, Spake, Stephenson, Swaim, Todd of Ashe, Vaughan, Ward of Chowan, Ward of Bertie, Wilson of Transylvania and Winslow—76.

Negative—None.

By consent, Mr. Powell introduced a resolution in relation to making repairs on State property, which was placed on the calendar.

H. B. 515, a bill to prohibit the exportation of partridges, was put on its second reading and passed, and went to its third reading.

Mr. Lineback moved to include the county of Forsythe in. the provisions of the bill.

Mr. Clarke moved to include the county of Iredell.

Mr. Todd, of Ashe, moved to include the county of Orange.

Mr. Henderson, the county of Davie.

Mr. Morris, the county of Gaston.

Mr. Harris, the county of Cabarrus.

The amendments were all accepted, and the bill as amended passed its third reading, and was ordered to be engrossed and sent to the Senate.

Mr. Fnlcher moved to adjourn until 10 o'clock Monday morning.

Mr. Davis, of Lenoir, moved to amend by making the hour half past 10.

The amendment was accepted, and the question being pht on the motion, as amended, the Honse refused to adjourn.

H. B. 560, a bill to anthorize the commissioners of Cherokee county to levy a special tax, was put on its second reading and passed by the following vote:

Affirmative—Messrs. Abbott. Ardrey, Austin, Beam, Bizzell, Braswell, Brown, Bryant, Bryson, Cale, Clark of Bladen, Cooper, Davis of Haywood, Dillard, Dunlap, Ennis, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Harriss, Hartsell, Haynes, Heap, Hill, Hood, Horton, Houk, Jarvis, Johnson of Warren, King, Lindsay, Lloyd, McBrayer, McCubbins, McGehee, McIver, McClure, McRae, Maddrey, Morris, Moseley, Quinnerly, Ransom, Reynolds, Roberts, Rowland, Rush, Sams, Scott, Sharpe, Simpson, Spake, Swaim, Todd of Ashe, Vaughan, Ward of Chowan, Ward of Bertie, and Winslow—63.

Negative—Messrs. Allen, Bunn, Carter of Warren, and Crews—4.

Mr. Wilson, of Transynvania, moved to adjourn until 10 o'clock Monday, and on the motion demanded the ayes and nays.

The call was not sustained and the question being put the House refused to adjourn.

S. B. 568, H. B. 648, a bill to levy a special tax for the county of Cabarrus, and for other purposes, was put on its second reading and failed to pass for want of a quorum by the following vote:

Affirmative—Abbott, Ardrey, Beam, Bizzell, Braswell, Brown, Bryant, Cale, Carter of Warren, Clarke of Craven, Cooper, Council, Dillard, Dunlap, Fagan, Fennell, Fulcher, Gaither, Geoffroy, Graves, Harriss, Hartsell, Haynes, Hëap, Hood, Horton, Houk, Jarvis, Johnson of Warren, King, Lineback, Lloyd, McBrayer, McCubbins, McIver, all and McClura McBray Morris, Mossley, Parish, Onin

cLean, McClure, McRae, Morris, Moseley, Parish, Quinnerly, Ransom, Reynolds, Roberts, Rogers, Rowland, Rush, ams, Scott, Simpson, Spake, Todd of Ashe, Vaughan, Ward of Chowan and Ward of Bertie—57.

Negative-Mr. Crews-1.

Mr. Ormond moved to adjourn until half-past 10 Monday morning.

Mr. Cooper moved to amend by substituting 10 o'clock.

The amendment was adopted and the question being put was carried.

The House adjourned until 10 o'clock Monday morning.

SIXTY-NINTH DAY.

House of Representatives, Monday, Feb. 26, 1877.

The House was called to order at half-past 10 o'clock. Mr. Speaker Price in the chair.

INTRODUCTION OF MEMORIALS, &C.

By Mr. Shackelford: A petition of sundry citizens of Onslow county in relation to the charter of the town of Swansboro, in said county, which was referred to the committee on corporations.

By Mr. Baxter: A petition from citizens of Currituck county, opposing the passage of a prohibitory liquor law in certain localities in said county, which was referred to the committee on propositions and grievances.

By Mr. Baxter: A petition of the citizens of Currituck county, asking for the opening of a public road through certain marsh lands whereby they may have steam communication with the city of Norfolk, &c.

By Mr. Haynes: A petition from the commissioners and other citizens of Yadkin county, asking that a special tax may be levied to pay off the outstanding indebtedness of the county.

By Mr. Richardson: A memorial from sundry citizens of Wilmington in regard to the limits of said city.

By Mr. McCubbins: A petition from citizens of Scotch-Irish township, Rowan county, asking for protection from live stock running at large, which was referred to the committee on propositions and grievances.

By Mr. Henderson: A petition from citizens of Rowan and Iredell counties, against the passage of an act to prohibit the sale of spirituous liquors near Mooresville, in Iredell county, was referred to the committee on propositions and grievances.

INTRODUCTION OF RESOLUTIONS.

Mr. King introduced the following resolution which was placed on the calendar:

A resolution to raise a joint committee on adjournment.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time and referred as follows:

By Mr. Shackelford: A bill to enable the Board of Education to create a fund for educational purposes by making marketable certain lands by reclaimation, which was referred to the committee on education.

By Mr. Abbott: A bill entitled an act to require the register of deeds to register chattel mortgages, which was referred to the judiciary committee.

By Mr. Richardson: A bill to be entitled an act in reference to the city of Wilmington.

By Mr. King: A bill to amend an act ratified March 22nd entitled an act to extend the time for the organization of certain corporations, &c.

By Mr. Dillard: A bill to charter the Piedmont Narrow Gauge Railroad Company.

By Mr. Heap: A bill to be entitled an act to incorporate the Roan Mountain Iron and Steel Company.

All of which were referred to the committee on corporations.

By r. Allen: A bill to protect the agricultural interest of Occoneechee Neck.

By Mr. Spake: A bill to be entitled an act to prevent obstructions to the passage of fish up the Tuckaseegee river, Jackson county.

By Mr. Bryan: A bill to declare drunkenness a misdemeanor in certain cases.

By Mr. Heap: A bill to be entitled an act to prevent the sale of certain oils in this State.

All of which were referred to the committee on propositions and grievances.

By Mr. Haynes: A bill to be entitled an act to authorize the board of commissioners of Yadkin county to levy a special tax and issue bonds to pay the debt of said county, which was referred to the committee on counties, cities, towns, &c.

By Mr. Baxter: An act making the running at large of mischievous cattle a misdemeanor, which was referred to the committee on agriculture, mechanics and mining.

By Mr. Graves: A bill to be entitled an act for the relief of Wm. Davis and Geo. Gentry.

By Mr. Bagley: An act to authorize the commissioners of Perquimans county to levy a special tax for the purpose of rebuilding the jail of said county.

Mr. Shackelford, chairman of committee on engrossed bills, reported the following bills, resolutions and amendments as correctly engrossed, which were transmitted to the Senate for concurrence:

Engrossed amendments to S. B. 458, H. B. 570, a bill to be entitled an act to provide for an inferior court in the several counties of this State;

Engrossed amendments to S. R. 615, H. R. 158, a reso-

lution to provide additional aid for the Enrolling Clerk and the Engrossing Clerk of the Senate;

Engrossed amendment to S. B. 367, H. B. 535, a bill to be entitled an act concerning the town of Goldsboro;

Engrossed amendment to S. B. 450, H. B. 527, a bill to be entitled an act to appoint a special committee for New Hanover county.

The following bills, resolution and amendments, reported as correctly engrossed by committee on engrossed bills, were transmitted to the Senate for concurrence:

H. B. 515, a bill to be entitled an act to prohibit the exportation of partridges;

H. B. 450, a bill to be entitled an act to repeal section 2, chapter 200, of laws of 1874-'75;

A bill to repeal the act to divest the Superior Court of jurisdiction over misdemeanors in failing to list polls and property and for other purposes;

H. B. 366, a bill to be entitled an act to establish a boundary line between the counties of Hyde and Tyrrell;

H. B. 498, a bill to be entitled an act to authorize the construction of a turnpike road from Hayesville to Murphy.

On motion of Mr. King, the resolution introduced by him this morning, to appoint a committee on adjournment, was put on its passage and adopted, and was ordered to be sent to the Senate, and is entered on the calendar as H. R. 177.

The unfinished business of Saturday, S. B. 568, H. B. 688, a bill to authorize the commissioners of Cabarrus county to levy a special tax, was put on on its second reading and passed by the following vote:

Affirmative—Messrs. Allen, Abbott, Austin, Beam, Bizzell, Bledsoe, Braswell, Brown, Bryant, Bryson, Cale, Clark of Bladen, Cobb, Council, Davis of Haywood, Dillard, Dunlap, Ewing, Fagan, Fox, Fulcher Geoffroy, Godwin, Har-

riss, Hartsell, Haynes, Henderson, Hill, Hood, Horton, Houk, Jarvis, Johnson of Warren, Johnston of Washington, King, Lineback, McBrayer, McCubbins, McClure, McRae, Maddrey, Moring, Moseley, Ormond, Proffitt, Quinnerly, Ransom, Reynolds, Richardson, Roberts, Rowland, Sams, Shackelford, Sharpe, Simpson, Spake, Swaim, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, Ward of Bertie, Wilson of Burke, and Wilson of Transylvania—65.

Negative—Mr. Bunn—1.

H. B. 629, a bill to allow the commissioners of Henderson county to apply the surplus of money received from the levy of a special tax to pay certain railroad bonds, &c.

H. B. 578, a bill in relation to the Roanoke and Tar River Agricultural Society.

H. B. 564, a bill to repeal so much of an act providing for additional terms of the Superior Courts of Halifax and Northampton as applies to Halifax.

Passed their several reading and were ordered to be engrossed and sent to the Senate.

- H. B. 363, a bill to repeal section 51, 52 and 53, of chapter 63 of Battle's Revisal, was put on its several readings and passed, and was ordered to be sent to the Senate without engrossment.
- S. B. 473, H. B. 620, a bill to create a new township in the county of Wayne, to be known as Stoney Creek township, was put on its several readings and passed, and was ordered to be enrolled for ratification.
- S. B. 469, H. B. 613, a bill to authorize the commissioners of Wayne county to appoint a finance committee, passed its several readings and was ordered enrolled for ratification.
- H. B. 583, a bill to confer upon the Mayor of the city of Charlotte the criminal jurisdiction of a justice of the peace, was put on its second reading.

Mr. Wilson, of Burke, offered the following amendment:

"Include the town of Excelsior, in Burke county."

The amendment was accepted, and the bill as amended passed its second reading and was put on its third.

Mr. Moring offered the following amendment:

"And of the city of Raleigh."

The amendment was accepted and the bill as amended passed its third reading and was ordered to be sent to the Senate.

S. B. 548, H. B. 650, a bill to authorize the commissioners of Alleghany county to levy a special tax, was put on its third reading and passed by the following vote, and was ordered to be enrolled for ratification:

Affirmative—Messrs. Abbott, Austin, Bagley, Beam, Bizzell, Bledsoe, 'Braswell, Brown, Bryson, 'Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Crews, Davis of Haywood, Dillard, Dunlap, Ewing, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Harriss, Hartsell, Haynes, Heap, Henderson, Hill, Horton, Houk, Jarvis, Johnson of Warren, Kenan, King, Lineback, Lloyd, McBrayer, McCubbins, McLean, McClure, McRae, Maddrey, Moring, Morris, Moseley, Ormond, Proffitt, Quinnerly, Ransom, Reynolds, Richardson, Roberts, Rogers, Rowland, Rush, Sams, Scott, Shackelford, Sharpe, Simpson, Spake, Swaim, Todd of Wake, Vaughan, Ward of Chowan, Ward of Bertie, Wilson of Burke, and Wilson of Transylvania—73.

Negative—Mr. Bryant—1.

S. B. 390, H. B. 478, a bill to amend an act entitled an act to incorporate the town of Hickory, in Catawba oounty.

S. B. 546, H. B. 654, a bill to incorporate Hickory Lodge No. 343, A. F. A. M., in Catawba county.

S. R. 315, H. R. 156, a resolution in favor of W. F. Wasson, former Sheriff of Iredell county, was put on its several readings and passed, and was ordered to be enrolled for ratification.

H. B. 560, a bill to authorize the commissioners of Cherokee county to levy a special tax, was put on its second reading and passed by the following vote and was ordered to be engrossed and sent to the Senate:

Affirmative—Messrs. Abbott, Ardrey, Austin, Bagley, Beam, Bizzell, Bledsoe, Braswell, Brown, Bryant, Bryson, Bunn, Carter of Hyde, Carter of Warren, Clarke of Bladen, Cobb, Cooper, Council, Crews, Davis of Haywood, Dillard, Dunlap, Ewing, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Harriss, Hartsell, Haynes, Heap, Henderson, Hill, Hood, Horton, Houk, Jarvis, Johnson of Warren, King, Lindsay, Lineback, Lloyd, McBrayer, McCubbins, McGehee, McLean, McClure, McRae, Maddrey, Moring, Morris, Moseley, Ormond, Proffitt, Quinnerley, Ransom Reynolds, Rogers, Rose, Rowland, Rush, Sams, Scott, Shackelford, Sharpe, Simpson, Spake, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, Ward of Bertie, Wilson of Burke, and Wilson of Transylvania—79.

Negative-Mr. Purnell-1.

S. R. 115, a resolution in favor of W. J. Gatlin, was put on its several readings and passed, and was ordered to be engrossed and sent to the Senate.

S. B. 506, H. B. 659, a bill to establish Castalia township, in Nash county.

S. B. 132, H. B. 448, a bill to incorporate Alligator Lodge, No. 78, I. O. O. F., of North Carolina.

S. B. 197, H. B. 294, a bill to repeal chapter 39 of Battle's Revisal and chapter 112, laws of 1874-775, and reenact chapter 40, Revised Code, &c.

All of which passed their several readings, and were ordered to be enrolled for ratification.

H. B. 657, a bill to incorporate the town of Contentnea, in the county of Greene, was put on its second reading, and passed by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Austin, Beam, Bizzell, Bledsoe, Braswell, Brown, Bryant, Bryson, Cale, Carter of Hyde, Carter of Warren, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Ennis, Ewing, Fagan, Fennell, Fulcher, Gaither, Godwin, Graves, Harriss, Hartsell, Haynes, Heap. Henderson, Hill, Hood, Horton, Jarvis, Johnson of Warren, King, Lineback, Lloyd, McBrayer, McCubbins, Morris, Moseley, Ormond, Proffitt, Ransom, Reynolds, Richardson. Roberts, Rogers, Rose, Rowland, Rush, Sams, Scott, Shackelford, Sharpe, Simpson, Spake, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, Ward of Bertie, Wilson of Burke and Wilson of Transylvania—69.

Negative-None.

S. B. 472, a bill to provide for the comfort of jurors in certain cases was considered.

The substitute offered by the committee was adopted, and the bill so substituted passed its several readings, and was ordered to be engrossed and sent to the Senate, and takes its place upon the calendar as H. B. 705.

S. B. 320, H. B. 617, a bill to authorize the Dan River Navigation Company to employ convicts, was put on its second reading.

Mr. McBrayer offered the following amendment:

That said Dan River Navigation Company shall pay to the State fifty dollars each per annum, to be paid in first mortgage bonds of the company. Mr. Lloyd moved to amend by striking ont "fifty" and inserting "seventy-five."

Mr. Graves offered the following amendment to the amendment of Mr. McBrayer:

"Provided, That the said company shall appoint one person to represent the company, and the Governor or State appoint one person to represent the State, and they shall ascertain the net value of the convict labor, after deducting the cost of feeding, clothing and gnarding of said convicts on a just and equitable basis, which net value shall be a first lien on all the property and franchises of said company."

The amendment to the amendment was adopted.

The question then recurred on the passage of the bill as amended on the second reading, and no quorum voted.

The question was again put, upon which Mr. Ormond demanded the ayes and noes.

The call was sustained and bill passed its second reading by the following vote:

Affirmative—Messrs. Austin, Beam, Bledsoe, Braswell Brown, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Ennis, Fagan, Fennell, Fox, Geoffroy, Godwin, Graves, Harriss, Hartsell, Haynes, Heap, Henderson, Horton, Houk, Jarvis, King, Lindsay, Lineback, McCubbins, McGehee, McClnre, McRae, Moring, Morris, Moseley, Powell, Quinnerly, Ransom, Roberts, Rose, Rowland, Rush, Shotwell, Todd of Ashe, Todd of Wake, Vaughan and Wilson of Burke—53.

Negative—Messrs. Abbott, Bagley, Bizzell, Bryant, Cale, Carter of Warren, Crews, Ewing, Fulcher, Gaither, Hill, Hood, Johnson of Warren, Lloyd, McBrayer, Maddrey, Ormond, Proffitt, Reynolds, Rogers, Scott, Shackelford, Sharpe, Ward of Chowan and Wilson of Transylvania—26

The bill then passed its third reading, and was ordered to be sent to the Senate with engrossed amendments.

S. B. 563, H. B. 621, a bill to create a new township in the county of Pamlico, was put on its several readings and passed, and was ordered to be enrolled for ratification.

H. B. 559, a bill to allow the citizens of Watanga county to pass through the toll gates on the Caldwell and Watanga turnpike free of toll, having previously passed and been reconsidered, was again put on its third reading.

Mr. Houk moved to recomit the bill to the committee on judiciary.

The motion was rejected, and the question then recurred on the amendments recommended by the committee, which were adopted, and the bill so amended was put on its third reading and passed, and was ordered to be engross ed and sent to the Senate.

H. B. 639, a bill to amend the charter of the town of Murfreesboro, was put on its several readings and passed and was ordered to be engrossed and sent to the Senate.

By consent, Mr. Roberts introduced a resolution providing that when the House adjourn to-day it adjourn until to-morrow morning at half past ten o'clock, and the rules being suspended the resolution was put upon its passage and adopted.

H. B. 209, a bill to amend sections 4 and 10, chapter 83 of Battle's Revisal, was put on its second reading and the question was on the adoption of the substitute of the committee.

Mr. Moring moved to indefinitely postpone the bill.

Mr. Lindsay moved to postpone the special order, the revenue bill, until the matter before the House was disposed of.

The House refused to postpone, and under the special order went into

COMMITTEE OF THE WHOLE

on the revenue bill.

Mr. Rose in the chair.

The committee rose and reported and asked leave to be discharged from the further consideration of the bill, and leave was granted.

The question was then put on the amendments adopted by the committee, and they were adopted by the House. and the bill was then put on its second reading and passed by the following vote:

The Speaker gave the casting vote in the affirmative.

Affirmative—Messrs. Abbott, Ardrey, Austin, Baxter, Beam, Braswell, Carter of Hyde Cobb, Conneil, Dillard, Dunlap, Fox, Godwin, Graves, Harriss, Heap, Henderson, Honk, Jarvis, King, M'Brayer, McCubbins, McGebee, McLean, McRae, Moring, Morris, Moye, Powell, Proffit, Richardson, Roberts, Rose, Rowland, Rush, Sharpe, Eingeltary, Simpson, Spake, Stephenson, Todd of Ashe, Vaughan and Wilson of Transylvania—43.

Negative—Messrs. Bagley, Bizzell, Bledsoe, Brown, Bryson, Bunn, Carter of Buncombe, Carter of Warren, Clark of Bladen, Clarke of Craven, Cooper, Crews, Davis of Haywood, Ennis, Ewing, Fagan, Fennell, Gaither, Geoffroy, Hartsell, Haynes, Hill, Horton, Johnson of Warren, Johnston of Washington, Lindsay, Lineback, Lloyd, McClure, Moseley, Purnell, Ransom, Reynolds, Rogers, Ryals, Sams, Seott, Shackelford, Simmons, Todd of Wake, Ward of Chowan, Wilson of Burke and Winslow—43.

Speaker voted in affirmative.

S. B, 499, H. B. 504, a bill to incorporate t e town of Burnt Chimney, in Rutherford county, was put on its third reading and passed by the following vote, and was ordered to be enrolled for ratification:

Affirmative—Messrs. Ardrey, Austin, Bagley, Baxter, Beam, Bizzell, Bledsoe, Braswell, Brown, Bryant, Bryson, Carter of Buncombe, Carter of Hyde, Carter of Warren, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood Dillard, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Harrison, Harriss, Hartsell, Haynes, Heap, Henderson, Hill, Hood, Horton, Jarvis, Johnson of Warren, King, Lindsay, Lineback, Lloyd, M'Brayer, McCubbins, McGehee, McClure, Maddrey, Moring, Morris, Mosely, Ormond, Purnell, Quinnerly, Ransom, Reynolds, Richardson, Rogers, Rose, Rowland, Rush, Sams, Shackelford, Sharpe, Spake, Todd of Ashe, Todd of Wake Vaughan, Ward of Chowan, Wilson of Burke and Wilson of Transylvania—73.

Negative-None.

S. B. 408, a bill to establish county government, was put before the House, the question being upon concurrence in the amendments proposed by the Senate.

Upon the question of concurrence, Mr. Ormond demanded the ayes and noes. The call was sustained and concurrence was had by the following vote, and the bill was ordered to be enrolled for ratification:

Affirmative—Messrs. Abbott, Ardrey, Austin, Baxter, Beam, Bizzell, Braswell, Brown, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fulcher, Gaither, Geoffroy, Godwin, Graves, Harriss, Hartsell, Heap, Henderson, Houk, Jarvis, King, Lindsay, M'Brayer, McCubbins, McGehee, McLean, McClure, Maddrey, Moring, Morris, Moseley, Moye, Peel, Powell, Proffitt, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Singeltary, Simpson, Smith, Spake, Stephenson, Todd of Ashe, Vaughan, Wilson of Burke, Wilson of Transylvania, and Winslow—66.

Negative-Messrs. Allen, Bagley, Bledsoe, Bryant, Bunn,

Carter of Warren, Clarke of Craven, Crews, Davis of Lenoir, Ennis, Ewing, Haynes, Hill, Hood, Johnson of Warren, Johnston of Washington, Lineback, Lloyd, Ormond, Purnell, Reynolds, Rogers, Scott, Simmons, Ward of Chowan, and Ward of Bertie—26.

The Speaker appointed the following gentlemen as the House branch of the committee in relation to the Atlantic and North Carolina Railroad in compliance with the recommendation and request of his Excellency the Governor, viz: Messrs. Richardson, Graves and McGehee.

Mr. Ormond and Mr. Allen asked leave to record their votes in the negative on the passage of the Revenue Bill on its second reading.

The question of leave was put to the House and failed for want of a quorum; and the House under the resolution of Mr. Roberts adjourned until to-morrow morning at half past ten o'clock.

SEVENTIETH DAY.

House of Representatives, Tuesday, Feb. 27th, 1877.

The House was called to order at half-past ten o'clock-Mr. Pinnix in the chair.

Prayer by the Reverend Dr. Marshall, of this city.

INTRODUCTION OF PETITIONS, &C.

The following petitions were introduced and referred to

the committee on propositions and grievances.

By Mr. Clarke, of Bladen, a petition to prohibit the sale of spirituous liquors within 3 miles of Mount Pleasant Church, in Bladen county.

By Mr. Clarke, of Bladen, a petition to prevent the taking of fish from the waters of Horse Shoe Swamp in Bladen county.

By Mr. Staples, a memorial from citizens of Guilford county respecting the extinction of birds by foreign exportation.

REPORTS OF COMMITTEES.

Mr. Todd, of Ashe, from the committee on corporations reported favorably on the following bills:

S. B. 660, H. B. 675, a bill to be entitled an act to incorporate the Trustees of Wentworth Male Academy in the county of Rockingham;

S. B. 601, H. B. 676, a bill to be entitled an act to incorporate the King's Mountain Mining Company.

Mr. King, from the same committee, reported favorably on the following bills:

H. B. 693, an act to amend an act ratified the 22nd of March, 1875, entitled an act to extend the time for the organization of certain corporations and to change the name of the Haw River Iron Company to the Western Mining and Manufacturing Company;

H. B. 687, a bill to be entitled an act to amend the charter of the town of Lincolnton.

Mr. Duggan, from the same committee, reported favorably on

H. B. 519, a bill to be entitled an act to incorporate the town of Forestville in the county of Wake.

Mr. Henderson, from the same committee reported favorably on

H. B. 695, a bill to be entitled an act to incorporate the Raon Mountain Iron and Steel Company.

Mr. Wilson, from the committee on corporations, reported favorably on

H. B. 694, a bill to charter the Piedmont Narrow Gange Railroad Company.

Mr. Dillard, from the committee on propositions and grievances, reported favorably on the following bills:

H. B. 643, a bill to be entitled an act to prevent felling of trees within the high water mark of Fisher's River, in the county of Surry;

H. B. 696, an act to protect the agricultural interest of Occoneechee Neck;

H. B. 699, a bill entitled an act to prevent the sale of certain oils in this State;

S. B. 602, H. B. 680, a bill to be entitled an act to authorize the Commissioners of Haywood county to appoint a surveyor for certain purposes;

S. B. 85, H. B. 536, a bill to be entitled an act to regulate the sale of spirituous liquors in Trenton township, Jones county, submitting an amendment and recommending, with the adoption of the amendment, that the bill do pass.

Mr. Roberts, from the committee on agriculture, mechanics and mining, reported unfavorably on

H. B. 701, an act making the running at large of mischievous cattle, a misdemeanor.

The following reports were subsequently made by consent:

By Mr. Houk, from the committee on corporations, favorably on

H. B. 683, an act to incorporate the town of Mathews, in the county of Mecklenburg;

S. B. 642, H. B. 677, a bill to be entitled an act to incorporate the town of Stonesville, in the county of Rockingham.

By Mr. Carter, of Buncombe, from the committee on internal improvements, on

H. B. 704, a bill to be entitled an act to incorporate the Spartanburg and Asheville Telegraph Company, recommending the passage of the bill.

By Mr. Ardrey, from the committee on counties, cities, towns, &c., favorably on

H. B. 568, a bill to be entitled an act to change the dividing line between Blue Springs and Lumber Bridge townships in the county of Robeson;

H. B. 700, a bill to be entitled an act to authorize the Board of Commissioners of Yadkin county to levy a special tax and issue bonds to pay the debt of said county.

Mr. Shackelford, from the committee on engrossed bills, reported the following to have been correctly engrossed and they are transmitted to the Senate for concurrence:

H. B. 624, a bill to be entitled an act to incorporate Mount Mourne Lodge, No. 347, F. A. M., in the county of Iredell;

H. B. 578, a bill to be entitled an act in relation to the Roanoke and Tar River Agricultural Society;

H. B. 564, a bill to be entitled an act to repeal so much of an act providing for additional terms of the Superior Courts of Northampton and Halifax counties as applied to the county of Halifax;

H. B. 559, a bill to be entitled an act to allow the citizens of Caldwell and Watauga counties to pass through the toll gate on the Caldwell and Watauga Turnpike free of toll;

H. B. 639, a bill to be entitled an act to amend the charter of the town of Murfreesboro;

H. B. 629, a bill to be entitled an act to enable the Board of County Commissioners to apply the surplus of money in Treasury of said county.

H. B. 583, a bill to be entitled an act to confer upon the Mayors of the cities of Charlotte and Raleigh, and the town of Excelsior, in the county of Burke, the criminal jurisdictions of Justices of the Peace;

H. R. 115, resolution in favor of Jno. W. Gatling;

H. B. 705, a bill to be entitled an act to provide for the comfort of jurors in certain cases;

H. B. 560, a bill to be entitled an act to authorize the commissioners of Cherokee county to levy a special tax.

The following bills and resolutions, reported as correctly enrolled by the committee on enrolled bills, were duly ratified and transmitted to the Senate:

H. B. 383, S. B. 651, an act to incorporate the Trustees of Hiwassee Camp Grounds, in the county of Clay;

H. B. 403, S. B. 528, an act concerning the subscription of Buncombe county to the Spartanburg and Asheville Railroad;

S. B. 418, H. B. 573, an act to aid in the completion of the Cheraw and Salisbury Railroad;

S. B. 479, H. B. 529, an act to allow the Milton and Southerlin Narrow Gauge Railroad Company to use forty convicts until the 15th of December, 1877;

H. R. 155, S. R. 677, a resolution in favor of James H. Enniss;

H. R. 145, S. R. 639, a resolution to compel the President of the Western N. C. R. R. to make a report of the condition of the claim against M. S. Littlefield, and G. W. Swepson, and to require the Secretary of State to serve notice? &c;

H. B. 489, S. B. 650, an act to provide for the working of convicts on the Western Railroad;

S. B. 495, H. B. 612, an act to support the Insane Asylum of North Carolina;

S. R. 615, H. R. 158, a resolution to provide additional aid for the Engrossing clerk of the Senate, and Enrolling clerk;

S. B. 563, H. B. 621, an act to create a township in the county of Pamlico to be known as Township No. 5;

H. B. 540, S. B. 716, an act to create a new township in the county of Columbus;

H. B. 512, S. B. 705, an act to allow the commissioners of Onslow county to levy a special tax;

S. B. 320, H. B. 617, an act to authorize the Dan River Navigation Company to employ convicts,

S. B. 506, H. B. 659, an act to establish Castalia township in Nash county;

S. B. 548, H. B. 650, an act to authorize the commissioners of Alleghany county to levy a special tax;

H. B. 452, S. B. 717, an act to authorize the commissioners of Chatham county to levy a special tax;

H. B. 192, S. B. 202, an act to incorporate Albemarle Lodge, No. 74, I. O. O. F., Hertford, N. C;

S. B. 499, H. B. 504, an act to incorporate the town of Burnt Chimney in the county of Rutherford;

S. B. 469, H. B. 613, an act to authorize the commissioners of Wayne to appoint a finance committee;

S. R. 315, H. R. 156, a resolution in favor of W. H. Wasson, former sheriff of Iredell county;

H. B. 516, S. B. 653, an act to repeal chapter 52, private laws of 1874-'75;

H. B. 423, S. B. 692, an act to extend the corporate limits of the town of Salisbury and to amend the charter of said town;

S. B. 546, H. B. 654, an act to incorporate Hickory Lodge, No. 343, F. A. A. M., in Catawba county;

S. B. 367, H. B. 535, an act concerning the town of Goldsboro;

S. B. 473, H. B. 620, an act to create a township in the county of Wayne to be known as Stony Creek township;

S. B. 390, H. B. 478, an act to amend an act to incorporate the town of Hickory, in Catawba county, ratified December 18th, 1873;

S. B. 197, H. B. 294, an act to repeal chapter 39 of Battle's Revisal, and chapter 112 of acts of 1874-'75, ratified March 1st, 1875, and to re-enact chapter 40 of the Revised

Code as amended by chapter 164, acts of 1868-'69, ratified April 1st, 1869;

S. B. 132, H. B. 448, an act to incorporate Alligator Lodge, No. 78, I. O. O. F. of North Carolina;

S. B. 408, H. B. 134, an act to establish county governments.

INTRODUCTION OF RESOLUTIONS.

The following resolutions were introduced, read the first time and placed on the calendar:

By Mr. Lindsey: A resolution in regard to the business of the House.

By Mr. Graves: A resolution in regard to the Atlantic and North Carolina Railroad Company.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time and referred as follows:

By Mr. Henderson: A bill to be entitled an act to regulate elections, which was referred to the committee on privileges and elections with an order to print.

By Mr. Singeltary: A bill to amend laws relating to the town of Tarboro, which was referred to the committee on corporations.

The following bills were referred to the committee on propositions and grievances:

By Mr. Shackelford: A bill to be entitled an act to repeal an act to regulate the taking of fish in the waters of New river, in Onslow county.

By Mr. Clark, of Bladen: A bill to be entitled an act to prevent the taking of fish from the waters of Horse Shoe Swamp, in Bladen county;

By Mr. Clark, of Bladen: A bill to be entitled an act to

prohibit the sale of spirituous liquors within three miles of Mount Pleasant Church, in Bladen county;

By Mr. Powell: A bill to be entitled an act to provide a suitable building for the Governor of the State, which was placed on the calendar.

By Mr. Simpson: An act to indemnify Polk county for the support of a certain lunatic. Referred to the committee on finance.

THE UNFINISHED BUSINESS

of yesterday, H. B. 209, a bill to amend chapter 83 of Battle's Revisal, was resumed.

The question was upon the substitute offered by the committee.

Mr. Moring withdrew his motion to indefinitely postpone the bill, and Mr. Rose withdrew his amendment offered yesterday, and offered the following instead: "This act shall not include seines of less than 100 yards in line."

Mr. Hill moved to exclude New Hanover county from the operation of the bill.

Mr. Shackelford moved to exclude Onslow, Carteret and Jones.

Mr. Maddrey moved to exclude Hertford.

Mr. Ransom moved to exclude Alleghany and Scalp rivers.

Mr. Lloyd moved to exclude Pender county.

Mr. Shackelford moved to indefinitely postpone the bill.

Mr. Carter, of Hyde, moved to exclude Hyde county from the bill.

Mr. Clarke, of Craven, moved to exclude Craven.

Mr. Abbott moved to exclude Camden and Currituck.

Mr. Carter, of Warren, moved to exclude Warren.

Mr. Maddrey moved to lay the bill on the table, and the motion was lost.

Mr. Jarvis demanded the previous question on the passage of the bill on its second reading.

Mr. Ransom gave notice of intention to explain his vote.

Mr. Rose moved to amend by striking out "sundown Saturday evening," and insert "12 o'clock Saturday night," and the amendment was rejected.

The question was then put on the amendments as applied to the various counties as a whole, and they were rejected.

Mr. Carter, of Hyde, renewed the amendment of Mr. Rose, withdrawn, relative to length of seines, &c.

The question on the amendment was put and it was rejected.

The question then recurred on the passage of the bill as substituted on its second reading and it passed and went to its third reading.

Mr. Moring moved to amend by inserting the county of Chatham.

Mr. Jarvis demanded the previous question on the passage of the bill. The called was sustained and the main question was ordered.

The question was then put on the amendment of Mr. Moring and it was rejected, and the bill was then put on its third reading and passed, and was ordered to be engrossed and sent to the Senate and takes its place on the calendar as H. B. 733.

S. B. 574, H. B. 549, a bill to authorize the county commissioners of Lenoir to levy a special tax, was put on its second reading and passed by the following vote:

Affirmative—Messrs. Allen, Abbott, Austin, Bagley, Beam, Bizzell, Braswell, Brown, Bryant, Cale, Carter of Hyde, Carter of Warren, Cary, Clark of Bladen, Clarke of Craven, Cobb, Council, Davis of Haywood, Davis of Lenoir, Dillard, Duggan, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Harriss, Hartsell, Haynes, Heap, Henderson, Hill, Hood, Houk, Jarvis, Johnson of Warren, Johnston of Washington, Kenan, King,

Leach, Lindsay, Lineback, Lloyd, M'Brayer, McCubbins, McGehee, McRae, Maddrey, Moring, Morris, Moseley, Moye, Ormond, Parish, Peel, Pinnix, Quinnerly, Ransom, Reynolds, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Scott, Shackelford, Sharpe, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Todd of Ashe, Vaughan, Ward of Chowan, Ward of Bertie, Wilson of Burke, Wilson of Tranyslvania, Winslow and Worth—87.

Negative—Messrs. Bunn and Purnell—2.

A message was announced from the Senate transmitting S. B. 699, a bill to establish a Criminal Court for the county of New Hanover;

S. B. 729, a bill in relation to the State and Supreme Court Library;

S. B. 663, a bill to amend section 2 of an act to amend chapter 64 of Battle's Revisal, ratified the 9th of March, 1870;

S. B. 728, a bill to repeal chapter 66, laws of 1874-'75;

S. B. 584, a bill to amend section 10, chapter 182, laws of 1872-'73;

S. B. 725, a bill supplemental to an act passed at the present session of the General Assembly, entitled an act to prohibit the sale of spirituous liquors near Salem and Winston and for other purposes;

S. B. 386, a bill to canal Angola Bay;

S. B. 613, a bill to amend section 361 of the Code of Civil Procedure;

S. B. 603, a bill concerning burnt records in Greene county.

They were read the first time in the House and referred as follows:

S. B. 386, to committee on corporations.

S. B. 725, to committee on propositions and grievances.

S. B. 584, 728, 666, 613, 603, 629 and 669 to the committee on the judiciary.

A message was also received transmitting S. B. 578,

a bill to amend the charter of the town of Reidsville, in Rockingham county;

S. B. 566, a bill to incorporate the Yanceyville and Milton Narrow Gauge Railroad.

They were read the first time in this House and were both referred to committee on corporations.

A message was also announced transmitting S. R. 731, a resolution in favor of the widow of Jno. G. Marler.

On motion of Mr. Graves, the resolution was at once put upon its adoption and passed and was ordered to be enrolled for ratification.

A message was received from the Senate transmitting Senate amendment to H. B. 558, S. B. 647, a bill to establish a board of audit and finance for the city of Wilmungton.

The question was put upon concurrence in the amendment proposed by the Senate.

Concurrence was had, and the bill was ordered to be enrolled for ratification.

A message was also announced transmitting S. B. 441, a bill for the relief of the North Carolina State Agricultural Society;

S. B. 666, a bill to authorize the commissioners of Sampson county to levy a special tax;

Engrossed Senate amendments to H. B. 487,

S. B. 630, a bill to provide for the collection of taxes by the State, known as the Machinery Bill.

S. B. 441 and 666 were read the first time in this House and 441 was referred to the committee on agriculture, and 666 was placed on the calendar.

On motion the Senate amendments to the Machinery Bill was referred to the committee on finance.

A message was also announced transmitting S. B. 632, a bill to legalize Holden township, in the county of Wayne and to change the name thereof; S. B. 626, a bill to legalize the acts of Gum Creek Island Turnpike, in the county of Pamlico;

S B. 629, a bill to amend section 41, chapter 104 of Battle's Revisal:

S. B. 681, a bill to give justices of the peace jurisdiction of civil actions not founded on contract;

S. B. 608, a bill to incorporate the Charlotte Compress Company;

S. B. 550, a bill to prohibit the sale of liquors in certain localities;

S. B. 278, a bill to enable the Trustees of the Presbyterian Church at Louisburg to transfer certain property;

Engrossed Senate amendments to H. B. 460, a bill to incorporate LaGrange Lodge, No. 70, I. O. O. F., in Lenoir county;

Engrossed Senate amendments to H. B. 233, a bill to authorize towns or cities of 5,000 inhabitants to levy a special tax for the support of graded schools.

They were read the first time in this House and S. B. 629, 626, 681 and 279 were referred to the judiciary committee, 622 to the committee on cities, towns, &c, 608 and Senate amendments to H. B. 460 to the committee on corporations, 550 to committee on propositions and grievances and Senate amendments to H. B. 233 to the committeeon education.

THE FIRST SPECIAL ORDER

was H. B. 596, the revenue bill, which was put on its third reading.

Mr. King offered the following amendment:

"Amend by striking out the substitute to section 12 of schedule B and reinstate section 12 as reported by the committee."

Mr. Parish moved to postpone the present special order to take up the next special order, H. B. 173, a bill to repeal chapter 245, laws of 1874–'75.

The motion was adopted.

Mr. Parish moved to indefinitely postpone the bill.

Mr. McGehee moved to lay the bill on the table, upon which motion Mr. Clarke, of Craven, demanded the ayes and noes. The call was sustained and the House refused to table by the following vote:

Affirmative—Messrs. Abbott, Ardrey Carter of Buncombe, Carter of Hyde, Cobb, Dillard, Fagan, Fox, Fulcher, Gaither, Godwin, Graves, Harriss, Heap, Henderson, Jarvis, McGehee, McLean, McRae, Maddrey, Moring, Morris, Pinnix, Powell, Proffitt, Quinnerly, Richardson, Roberts, Rose, Rowland, Sams, Shackelford, Sharpe, Singeltary, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan and Winslow—40.

Negative—Messrs. Allen, Austin, Bagley, Baxter, Bizzell, Braswell, Brown, Bryant, Bunn, Cale, Carter of Warren, Clark of Bladen, Clarke of Craven, Cooper, Council, Crews, Davis of Haywood, Davis of Lenoir, Duggan, Dunlap, Ennis, Ewing, Fennell, Geoffroy, Harrison, Hartsell, Haynes, Hill, Hood, Horton, Houk, Hughes, Johnson of Warren, Johnston of Washington, Kenan, King, Leach, Lindsay, Lineback, Lloyd, M'Brayer, McCubbins, Moseley, Moye, Ormond, Parish, Peel, Purnell, Ransom, Reynolds, Rogers, Rush, Ryals, Scott, Shotwell, Simmons, Simpson, Smith, Todd of Wake, Ward of Chowan, Ward of Bertie, Wilson of Transylvania and Worth—63.

Mr. Pinnix moved that the special order be postponed five minutes to allow Mr. Parish to proceed with his remarks, brought to a close by the resolution adopted by the House limiting debate, and the special order was postponed.

Mr. Parish moved the bill be indefinitely postponed.

Mr. Moring moved to refer the bill to the judiciary committee.

Mr. Parish moved to postpone the special order until the matter under consideration was disposed of, and the motion prevailed.

The question was then on the bill on its second reading, upon which Mr. Hughes demanded the ayes and noes. The call was sustained.

The motion of Mr. Parish to indefinitely postpone, and of Mr. Moring to recommit to the judiciary, were withdrawn, and the bill passed its second reading by the following vote:

Affirmative—Messrs. Allen, Austin, Bagley, Beam, Bizzell, Braswell, Bryant, Bryson, Bunn, Cale, Clark of Bladen, Clarke of Craven, Cooper, Council, Crews, Davis of Haywood, Davis of Lenoir, Dillard, Duggan, Ennis, Ewing, Fennell, Geoffroy, Godwin, Graves, Harrison, Harriss, Hartsell, Haynes, Heap, Henderson, Hill, Hood, Horton, Houk, Hughes, Johnson of Warren, Johnston of Washington, King, Leach, Lindsay, Lineback, Lloyd, M'Brayer, McClure, Moye, Ormond, Parish, Purnell, Quinnerly, Ransom, Reynolds, Richardson, Rogers, Rush, Ryals, Scott, Shackelford Simmons, Simpson, Spake, Todd of Wake, Ward of Chowan, Ward of Bertie, Wilson of Transylvania, and Worth—68.

Negative—Messrs. Abbott, Ardrey, Baxter, Brown, Carter of Buncombe, Carter of Hyde, Cobb, Dunlap, Fagan, Fox, Fulcher, Gaither, Jarvis, McCubbins, McGehee, McLean, McRae, Maddrey, Moring, Morris, Peel, Pinnix, Powell, Roberts, Rose, Rowland, Sams, Sharpe, Singeltary, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan and Winslow—34.

Mr. Parish moved to suspend the rules to put the bill on its third reading, and the House refused to suspend.

The consideration of the revenue bill, on its third reading, was resumed and the question was on the adoption of the amendment of Mr. King.

On its adoption Mr. Staples demanded the ayes and noes.

The call was sustained and the amendment was adopted by the following vote:

Affirmative—Messrs. Abbott, Austin, Baxter, Beam, Bizzell, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cooper, Council, Davis, of Lenoir, Dillard, Duggan, Dunlap, Fagan, Fennell, Fulcher, Gaither, Geoffroy, Godwin, Harrison, Hartsell, Henderson, Hill, Horton, Houk, Hughes, Jarvis, Johnston of Washington, King, Leach, Lineback, Lloyd, M'Brayer, McGubbins, McGehee, McClure, Moring, Moseley, Ormond, Parish, Peel, Pinnix, Richardson, Roberts, Rose, Ryals, Sams, Shackelford, Sharpe, Singeltary, Staples, Stephenson, Swaim, Todd of Ashe, Todd of Wake, and Worth—58.

Negative—Messrs. Allen, Ardrey, Bagley, Braswell, Brown, Bryant, Bryson, Bunn, Carter of Warren, Clarke of Craven, Davis of Haywood, Ennis, Ewing, Fox, Graves, Haynes, Heap, Hood, Johnson of Warren, Kenan, McRae, Morris, Moye, Purnell, Ransom, Reynolds, Rogers, Rowland, Rush, Scott, Simpson, Spake, Vaughan, Ward of Bertie, Wilson of Transylvania, and Winslow—37.

Amendments offered by Mr. McCubbins and Mr. Beam on the second reading of the bill and adopted, on the third reading were again offered and rejected, as they were made inconsistent with the tenor of bill by the adoption of the amendment of Mr. King.

On the passage of the bill, on its third reading, Mr. King moved that the bill be considered by sections, and the motion failed, and the bill passed by the following vote:

Affirmative—Messrs. Allen, Abbott, Ardrey, Austin, Baxter, Beam, Bizzell, Braswell, Carter of Hyde, Clark of Bladen, Cooper, Council, Dillard, Duggan, Dunlap, Ennis, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Harrison, Hartsell, Haynes, Heap, Henderson, Hill, Horton, Houk, Hughes, Jarvis, Johnston of Washington, Kenan, King, Leach, M'Brayer, McCubbins, McGehee, McRae, Moring, Morris, Moseley, Moye, Parish, Peel, Pinnix,

Proffitt, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Ryals, Shackelford, Sharpe, Singeltary, Smith, Staples, Stephenson, Todd of Ashe, Todd of Wake, Vaughan and Worth—66.

Negative—Messrs. Bagley, Brown, Bryant, Bryson, Bunn, Cale, Carter of Buncombe, Carter of Warren, Clarke of Craven, Crews, Davis of Haywood, Ewing, Johnson of Warren, Lineback, Lloyd, McClure, Ormond, Purnell, Rogers, Rush, Russell, Sams, Simmons, Simpson, Spake, Swaim, Ward of Chowan, Ward of Bertie, Wilson of Transylvania and Winslow—30.

S. B. 521, a bill to amend the charter of the town of Lexington, in the county of Davidson, was put on its second reading.

Mr. Pinnix offered the following amendment:

"Amend section 9, line 4, by striking out "two hundred" and inserting "twenty-five" and by striking out "four hundred" in lines 5 and 6 and inserting "two hundred."

The amendment was adopted and the bill passed its second reading by the following vote:

Affirmative—Messrs. Allen, Abbott, Ardrey, Baxter, Beam, Bizzell, Braswell, Brown, Carter of Buncombe, Clark of Bladen, Clarke of Craven, Council, Davis of Haywood, Dillard, Duggan, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Harrison, Harris, Hartsell, Haynes, Heap, Henderson, Horton, Houk, Hughes, Jarvis, Kenan, King, Leach, Lindsay, Lineback, M'Brayer, McCubbins, McGehee, McClure, McRae, Morris, Moseley, Ormond, Peel, Pinnix, Proffitt, Quinnerly, Ransom, Reynolds, Richardson, Roberts, Rogers, Rose, Rowland, Rush, Sams, Shackelford, Sharpe, Singeltary, Simpson, Spake, Stephenson, Todd of Ashe, Todd of Wake, Ward of Chowan and Ward of Bertie—71.

Negative—Messrs. Bunn, Lloyd and Simmons—3.

S. B. 435, a bill to amend section 10, chapter 105 of Battle's Revisal, was put on its third reading, the question being on the adoption of the substitute offered by the committee.

The substitute was adopted and the bill so substituted passed its third reading and was ordered to be engrossed and sent to the Senate, and takes its place on the calendar as H. B. 734.

The question was put on the concurrence in the amendment to the Senate amendments to H. B. 586, a bill to amend chapter 218 acts of 1870-'71, an act to incorporate the Mount Airy and Central Railroad Company.

Concurrence was had and the bill was ordered to be enrolled for ratification.

A message was received from the Senate informing the House that the Senate had refused to recede from its amendments to H. B. 320, S. B. 429, a bill to amend section 14, chapter 14, Battle's Revisal and asked a committee of conference and appointed Messrs. Folk, [Southerlin] and Green as the Senate branch of said committee of conference.

H. B. 79, a bill in relation to the Atlantic and North Carolina Railroad Company, was put on its passage and adopted and was ordered to be engrossed and sent to the Senate.

Mr. Bledsoe was announced as detained from his seat in the House by family affliction.

On motion of Mr. Roberts, the House adjourned until tonight at half past 7 o'clock.

EVENING SESSION.

Feb. 27th, 1877.

The House was called to order at half past seven o'clock, Mr. Speaker Price in the chair.

S. B. 597, H.B. 668, a bill to establish a new township in the county of Rockingham, to be styled Madison township, was put on its several readings and passed and was ordered to be enrolled for ratification.

H. B. 685, a bill to divide the State into nine judicial districts and for other purposes, was taken upon its second reading.

On motion of Mr. Henderson, the reading of the bill was suspended and an order to print was made and the bill made the special order for Thursday at 12 o'clock.

II. B. 596, a bill to protect the agricultural interest of Occonnectee Neck, was put on its several readings and passed and was ordered to be engrossed and sent to the Senate.

Mr. King introduced a resolution in favor of R. W. Gentry, and under a suspension of the rules the resolution was put on its adoption and passed, and was ordered to be sent to the Senate without engrossment.

H. B. 262, a bill to amend chapter 242, laws of 1874'-75, concerning the Branch Road of the Atlantic & North Carolina Railroad, running from railroad to the river in Onslow county, was put on its second reading and passed by the following vote:

Affirmative—Messrs. Allen, Abbott, Ardrey, Austin, Beam, Bizzell, Braswell, Brown, Bryant, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Crews, Davis of Haywood, Davis of Lenoir, Dillard, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Fulcher, Gaither, Godwin, Haynes, Heap, Hill, Horton,

Houk, Hughes, Jarvis, Johnson of Warren, Kenan, King, Leach, Lineback, Lloyd, M'Brayer, McCubbins, McGehee, McClure, McRae, Morris, Moseley, Moye, Peel, Pinnix, Proffitt, Ransom, Reynolds, Roberts, Rose, Rowland, Rush, Ryals, Sams, Scott, Sharpe, Shotwell, Simmons, Simpson, Smith, Spake, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Ward of Bertie, Wilson of Burke, Winslow and Worth—77.

Negative-Messrs. Moring, Ormond and Powell-3.

H. B. 687,a bill to amend the charter of the town of Lincolnton, was put on its several readings and passed, and was ordered to be engrossed and sent to the Senate;

S. B. 598, H. B. 661, a bill to establish an additional township in the county of Rockingham, to be called New Bethel, was put on its several readings and passed, and was ordered to be enrolled for ratification.

THE SPECIAL ORDER,

being H B. 369, a bill to locate acounty seat for the county of Pender, tabled and afterwards reconsidered, was again put on its second reading.

Mr. M'Brayer offered the following amendment:

Amend by striking out all after section 1 of the bill and insert in the place thereof the following:

Section 1. That it shall be the duty of the county commissioners and Sheriff of Pender county to provide for and superintend an election in several townships, or election precincts, in said county of Pender, on the first Thursday in August, in the year of our Lord, one thousand eight hundred and seventy-seven, for the purpose of selecting a permanent county site.

Section 2. Each elector voting shall have either written or printed upon his ballot the place voted for, and the location receiving the highest number of votes shall be selected.

Section 3. Said election shall be conducted under the same rules and regulations, fines and penalties, as are prescribed by the law for the election of members of the General Assembly, and it shall be the duty of the county commissioners of said county of Pender to advertise said election for at least 30 days at three or more public places in each township in Pender county.

Section 4. It shall be the duty of the county commissioners of Pender county, within 30 days after said election, to proceed to establish said county site, according to provisions of chapter 136, laws of 1874-'75 and chapter 9 of said laws.

Section 5. That this act shall be in force from and after its ratification."

Mr. Kenan moved to lay the whole matter upon the table, and the motion did not prevail.

The question was upon the amendment of Mr. M'Brayer. The amendment was adopted and the bill as amended passed its second reading.

The bill being put on its third reading, Mr. Houk moved to indefinitely postpone.

Mr. M'Brayer called the previous question. The call was sustained and the main question ordered.

On the motion to indefinitely postpone, Mr. Kenan demanded the ayes and noes. The call was not sustained and the House refused to postpone.

The question was then on the final passage of the bill, upon which Mr. Kenan demanded the ayes and noes. The call was sustained and the bill passed its third reading by the following vote and was ordered to be engrossed and sent to the Senate:

Affirmative—Messrs. Allen, Abbott, Ardrey, Austin, Bagley, Beam, Brown, Bryant, Bryson, Bunn, Cale, Carter of Warren, Clarke of Craven, Crews, Davis of Haywood, Davis of Lenoir, Duggan, Ennis, Fulcher, Gaither, Harriss, Heap,

Henderson, Hill, Hood, Jarvis Johnson of Warren, King, Lineback, Lloyd, M'Brayer, McCubbins, McClure, Morris, Ormond, Parish, Pinnix, Powell, Purnell, Ransom, Reynolds, Rogers, Rush, Sams, Sharpe, Shotwell, Simmons, Simpson, Spake, Staples, Todd of Ashe, Vaughan, Ward of Chowan, Ward of Bertie, Williamson, Wilson of Burke, Worth and Yount—58.

Negative—Messrs. Bizzell, Braswell, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Dillard, Dunlap, Ewing, Fagan, Fennell, Fox, Godwin, Graves, Haynes, Horton, Houk, Hughes, Kenan, Leach, Lindsay, McGehee, McRae, Moring, Moseley, Moye, Peel, Proffitt, Richardson, Roberts, Rose, Rowland, Scott, Stephenson, Swaim, Todd of Wake and Winslow—39.

H. B. 359, a bill for the better government of the town of Thomasville, was put on its several readings, and the question was upon the adoption of the amendment submitted by the committee on the judiciary.

The amendment was adopted, and the bill as amended passed its second and third readings, and was ordered to be engrossed and sent to the Senate.

H. B. 509, a bill to be entitled an act to amend section 5, article 5, of the Constitution, was put on its passage.

Mr. Staples offered a provision in the nature of a substitute, and upon motion of Mr. Bagley, the bill was ordered to printed and made the special order for Friday next at 12 o'clock.

S. B. 537, a bill to authorize Rutherford county, and other municipal corporations, to subscribe to railroad stock, was put on its second reading and passed by the following vote:

Affirmative—Messrs. Allen, Abbott, Ardrey, Austin, Beam, Bizzell, Braswell, Brown, Bryant, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Crews, Davis of Haywood, Dillard, Duggan, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Harriss, Haynes, Heap,

Henderson, Hill, Horton, Houk, Hughes, Jarvis, Kenan, King, Leach, Lindsay, Lineback, Lloyd, M'Brayer, McCubbins, McGehee, McClure, McRae, Moring, Morris, Moye, Peel, Pinnix, Proffitt, Purnell, Ransom, Roberts, Rowland, Rush, Ryals, Sams, Scott, Schackelford, Sharpe, Simpson, Smith, Spake, Staples, Stephenson, Todd of Wake, Williamson, Wilson of Burke, Winslow, Worth and Yount -- 79.

Negative—Messrs. Bagley, Davis of Lenoir, Johnston of Washington, Ormond, Reynolds, Rogers, Todd of Ashe, Vaughan and Ward of Chowan—9.

H. B. 710, a bill to provide a suitable building for the Governor of the State, was put on its second reading.

Mr. Worth moved to amend by inserting after "Lovejoy's Academy," "or any other suitable place in the city." The amendment was accepted and the bill, as amended, was put upon its passage, upon which Mr. Ormond demanded the ayes and noes. The call was sustained and the bill failed to pass by the following vote:

Affirmative—Messrs. Bryson, Carter of Buncombe, Carter of Hyde, Council, Dillard, Dunlap, Graves, Harriss, Henderson, Jarvis, Kenan, Leach, M'Brayer, McGehee, Moseley, Moye, Pinnix, Powell, Proffitt, Purnell, Ransom, Richardson, Roberts, Rose, Rowland, Shackelford, Swaim, Wilson of Burke, Winslow and Worth—30.

Negative—Messrs. Allen, Abbott, Ardrey, Austin, Bagley, Beam, Bizzell, Braswell, Brown, Bryant, Bunn, Carter of Warren, Clark of Bladen, Clarke of Craven, Cooper, Crews, Davis of Haywood, Davis of Lenoir, Ennis, Ewing, Fagan, Fennell, Fox, Fulcher, Geoffroy, Godwin, Haynes, Heap, Hill, Hood, Horton, Houk, Hughes, Johnson of Warren, King, Lindsay, Lineback, Lloyd, McCubbins, McClure, McRae, Maddrey, Moring, Morris, Ormond, Peel, Reynolds, Rogers, Ryals, Sams, Sharpe, Simmons, Smith, Spake, Staples, Stephenson, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, Ward of Bertie, and Williamson—62.

Mr. Staples moved to reconsider the vote by which the bill failed to pass.

Mr. Ormond moved to lay the motion to reconsider on the table. The motion to table failed and reconsideration was had, and on the farther motion of Mr. Staples, the bill was made the special order for half-past 11 o'clock Thursday morning.

Mr. Pinnix introduced a resolution providing for the election of eight Trustees of the University at 11 o'clock a.m., on Friday, and under a suspension of the rules the resolution was adopted.

H. B. 128, a bill in regard to publishing county exhibits, amending chapter, 27, section 13, of Battle's Revisal, was put on its second reading and failed to pass.

THE SPECIAL ORDER,

H. B. 264, a bill in reference to the completion of the Western Asylum for the Insane, was taken up and, on motion of Mr. Henderson, was postponed and made the special order for to-morrow night at half-past 7 o'clock.

Mr. Cooper moved to reconsider the vote by which H. B 128 failed to pass. Reconsideration was had and the bill passed its several readings and was ordered to be engrossed and sent to the Senate.

A message was received from the Senate announcing concurrence in the House amendments to S. R. 158, a resolution in favor of the Engrossing Clerk of the Senate, and of the Enrolling Clerk, and the amendments of the House to S. B. 367, a bill concerning the town of Goldsboro and had ordered the same to be enrolled, and had also adopted a resolution to appoint a joint committee on adjournment, and had appointed Messrs. Stewart, Liles and Dockery as the Senate branch of said committee.

Mr. M'Brayer moved to adjourn to half-past 10 to-morrow morning.

Mr. Cooper moved to amend by substituting 10 o'clock.

Mr. Cobb moved to amend the amendment by substituting half-past 8 o'clock to-morrow morning, and on that amendment demanded the ayes and noes. The call was sustained, and it was carried by the following vote:

Affirmative—Messrs. Austin, Bagley, Braswell, Brown, Bryant, Bunn, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Crews, Davis of Haywood, Davis of Lenoir, Dillard, Dunlap, Ennis, Ewing, Fagan, Fennell, Fulcher, Gaither, Geoffroy, Graves, Harriss, Haynes, Heap, Henderson, Hood, Horton, Hughes, Jarvis, Johnson of Warren, King, Leach, Lindsay, Lineback, McCubbins, McGehce, McClure, McRae, Moring, Morris, Moseley, Moye, Ormond, Peel, Pinnix, Purnell, Quinnerly, Reynolds, Richardson, Roberts, Rogers, Rose, Rowland, Rush, Sams, Simpson, Spake, Staples, Stephenson, Todd of Ashe, Vaughan, Winslow, Worth and Yount—67.

Negative—Messrs. Allen, Abbott, Ardrey, Beam, Bizzell, Carter of Buncombe, Hill, Kenan, Lloyd, M'Brayer, McCubbins, Sharpe, Simmons, Todd of Wake, Ward of Chowan, Ward of Bertie, Williamson and Wilson of Burke—18.

The question then recurred upon the adoption of the amendment of Mr. Cooper, as amended by Mr. Cobb, and it failed to pass and the question recurring on the original proposition of Mr. M'Brayer it was adopted.

And the House adjourned until to-morrow morning at half past 10 o'clock.

SEVENTY-FIRST DAY.

House of Representatives, Wednesday, Feb. 28th, 1877.

The House was called to order at half-past ten o'clock. Mr. Speaker Price in the chair. The journal of yesterday was approved.

AMENDMENTS OF COMMITTEES.

The Speaker announced the following gentlemen to compose the House branch of joint committee on adjournment: Messrs. King, of Stokes, Ransom, Henderson, Richardson and Wilson, of New Hanover.

And the following as House branch of committee of conference to consider H. B. 320, S. B. 427, a bill to be entitled an act to amend section 16, chapter 14, Battle's Revisal: Messrs. Henderson, M'Brayer, Moring, Rush and Bledsoe.

REPORTS OF COMMITTEES.

Mr. Shaekelford, from the committee on engrossed bills, reported the following to have been correctly engrossed and they were transmitted to the Senate for concurrence:

H. R. 179, resolution in relation to the Atlantic and North Carolina Rail Road Company;

H. B. 734, a bill to be entitled an act to provide for the publication and sale of the Supreme Court Reports;

H. B. 733, a bill to be entitled an act to amend chapter 83, Battle's Revisal;

H. B. 596, a bill to be entitled an act to raise revenue, known as Revenue Act;

H. B. 687, a bill to be entitled an act to amend the charter of the town of Lincolnton.

Mr. Moye, from the committee on corporations, reported favorably on

H. B. 707, a bill to amend the laws relating to the town of Tarboro.

Mr. McCubbins, from the committee on propositions and grievances, reported on

H. B. 709, a bill to be entitled an act to prevent the taking of fish from the waters of Horse Shoe Swamp, in Bladen county.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time and referred to the committee on corporations:

By Mr. Shackelford: A bill to be entitled an act to incorporate the town of Swansboro, in Onslow county.

By Mr. Clarke, of Craven: A bill to amend an act entitled an act to consolidate the fire companies of the city of Newbern, chapter 75, laws of 1866-'67.

Subsequently by consent, Mr. Rose, from the committee on counties, cities, towns and townships, reported favorably on

S. B. 607, H. B. 681, a bill to be entitled an act to organize a government for the city of Wilmington.

Mr. Rose, from the judicary committee, made an unfavorable report on the following bills:

- H. B. 118, an act to amend section 2, chapter 40, Battle's Revisal;
- H. B. 49, a bill to amend chapter 52, section 7, of Battle's Revisal;

Mr. Kenan, from the committee on propositions and grievances, reported on

H. B. 697, a bill to be entitled an act to prevent obstructions to the passage of fish up the Tuckaseegee river, Jackson county;

H. B. 708, a bill to be entitled an act to repeal an act entitled an act to regulate the taking of fish in the waters of New river, in Onslow county.

Mr. McGehee, from the committee on finance, reported favorably on

H. B. 408, a bill to be entitled an act for the relief of disabled soldiers.

Subsequently, by consent, the following bills were introduced, read the first time and referred as follows:

By Mr. Hill: A bill to provide for colored insane of North Carolina, and to amend an act for the same purpose passed at last session, which was referred to the joint committee on insane.

By Mr. Johnston, of Washington: A bill to be entitled an act to amend chapter 160, laws of 1873-'74, in relation to the town of Creswell, in Washington county.

By Mr. Bryson: A bill to prohibit the sale of liquor within one mile of Trap Hill Academy, in the county of Wilkes.

Subsequently, by consent, Mr. Davis, of Lenoir, introduced the following resolution, which was placed on the calendar.

A resolution to adjourn sine die.

The calendar was taken up and H. B. 694, a bill to charter the Piedmont Narrow Gauge Railroad Company, was put on its passage, passed its second reading, and, without objection, went to its third reading, passed and was ordered to be sent to the Senate without engrossment.

H. B. 218, a bill to be entitled an act to secure to owners of real estate in this State a homestead in fee simple, was put on its passage, and the question was upon the amendment substituted by the judiciary committee. The amend-

ment was accepted, and on the passage of the bill, on its second reading, Mr. Henderson demanded the ayes and noes.

Mr. Hughes moved to lay the whole matter upon the table.

Mr. Henderson demanded the ayes and noes.

The call was sustained and the House refused to table by the following vote:

Affirmative—Messrs. Ardrey, Baxter, Beam, Bizzell, Bryant, Bryson, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Davis of Lenoir, Ennis, Ewing, Fox, Hartsell, Hood, Horton, Johnston of Washington, Lindsay, Lloyd, M'Brayer, McClure, McRae, Moring, Reynolds, Rogers, Rush, Ryals, Simmons, Smith, Spake, Stephenson, Todd of Ashe, Todd of Wake, White, Worth and Yount—38.

Negative—Messrs. Allen, Abbott, Austin, Bagley, Braswell, Brown, Bunn, Cale, Carter of Buncombe, Clarke of Craven, Dillard, Duggan, Dunlap, Fagan, Fennell, Fulcher, Gaither, Geoffroy, Godwin, Graves, Harriss, Haynes, Heap, Henderson, Hill, Houk, Hughes, arvis, Johnson of Warren, King, Leach, Lineback, McCubbins, McGehee, McLean, Maddrey, Morris, Moseley, Moye, Ormond, Parish, Peel, Pinnix, Proffitt, Purnell, Ransom, Richardson, Roberts, Rose, Rowland, Sams, Scott, Shackelford, Sharpe, Singeltary, Simpson, Staples, Vaughan, Ward of Chowan, Ward of Bertie, Williamson, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania and Winslow—65.

The question then recurred on the bill on its second reading, and, Mr. Henderson having previously demanded the ayes and noes, the bill passed its second reading by the following vote:

Affirmative—Messrs. Allen, Abbott, Ardrey, Austin, Baxter, Braswell, Brown, Carter of Buncombe, Clark of Craven, Council, Dillard, Duggan, Dunlap, Fagan, Fennell,

Fulcher, Gaither, Geoffroy, Godwin, Graves, Harriss, Haynes, Henderson, Houk, Hughes, Jarvis, King, Leach, Lindsay, McCubbins, McGehee, McLean, Maddrey, Morris, Moseley, Moye, Ormond, Parish, Peel, Pinnix, Proffitt, Purnell, Ransom, Richardson, Roberts, Rose, Rowland, Sams, Scott, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Staples, Swaim, Ward of Bertie, Williamson, Wilson of Burke, Wilson of Transylvania, and Winslow—61.

Negative—Bagley, Beam, Bizzell, Bryant, Bryson, Bunn, Cale, Clark of Bladen, Cobb, Cooper, Davis of Haywood, Davis of Lenoir, Ennis, Ewing, Fox, Hartsell, Heap, Hood, Horton, Johnson of Warren, Johnston of Washington, Kenan, Lineback, Lloyd, McBrayer, McClure, McRae, Moring, Reynolds, Rogers, Rush, Ryals, Simmons, Smith, Spake, Stephenson, Todd of Ashe, Todd, of Wake, Ward of Chowan, White, Wilson of New Hanover, Worth and Yount—43.

Mr. Henderson moved to suspend the rules and put the bill on its final reading.

The motion did not prevail and the bill took its place on the calendar.

Mr. Wilson, of New Hanover, gave notice of a minority report on

S. B. 607, a bill to organize a government for the city of Wilmington.

Mr. McGehee, from the committee on finance, made a report on the machinery bill, recommending that the amendments made by the Senate to the bill be concurred in, and the bill was placed on the calendar.

LEAVE OF ABSENCE

was granted to Messrs Rose, Quinnerly, Hughes and Carter, of Warren, until Monday next.

The resolution in relation to the circulation of ealuminious publications through the House, reflecting upon the acts and character of James W. Wilson, a member of the House from the county of Burke, was taken up and put on its adoption and failed for want of a quorum voting.

- S. B. 567, H. B. 572, a bill for the relief of Albert Murrey, former Sheriff of Alamance, was taken up and passed its second and third readings and was ordered to be enrolled for ratification.
- S. R. 452, H. R. 159, a resolution authorizing the Governor to offer a reward for the arrest of Tilman Cranford, was put on its passage.

Mr. Richardson sent forward the following amendment:

"In section 1 strike out 'His Excellency, Z. B. Vance," and insert 'the county commissioners of Randolph county."

Mr. Roberts moved to lay the whole matter on the table.

Mr. Winslow demanded the ayes and noes, and the motion was lost by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Austin, Beam, Bizzell, Bryant, Bunn, Cooper, Council, Davis of Haywood, Duggan, Ennis, Ewing, Fagan, Fennell, Fulcher, Gaither, Geoffroy, Godwin, Graves, Harriss, Hartsell, Hood, Houk, Jarvis, Kenan, Lloyd, McClure, Morris, Moseley, Moye

Ormond, Peel, Roberts, Rogers, Sams, Shackelford, Sharpe, Simmons, Spake, Todd of Wake, White, Williamson and Wilson of Transylvania—46.

Negative—Messrs. Bagley, Baxter, Braswell, Brown, Cale, Carter of Hyde, Clark of Bladen, Clarke of Craven, Cobb, Dillard, Dunlap, Fox, Harrison, Hill, Horton, Johnson of Warren, Johnston of Washington, King, Leach, Lindsay, Lineback, McBrayer, McCubbins, McGehee, McRae, Maddrey, Moring, Parish, Pinnix, Ransom, Reynolds, Richardson, Rowland, Singeltary, Simpson, Smith, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan, Ward of Chowan, Ward of Bertie, Wilson of Burke, Wilson of New Hanover, Winslow, Worth and Yount—55.

Mr. Ryals was excused from voting.

The question then recurred upon the amendment of the committee.

Mr. Winslow moved the previous question.

The call was sustained and the main question ordered.

Mr. Graves sent forward the following amendment:

"Amend by striking out the words 'dead or' in line eight of the first resolution."

Mr. Cooper gave notice of an amendment.

The question was put on the adoption of the amendment offered by the committee, and it was adopted.

Mr. Richardson's amendment was also adopted, and the question recurring on the amendment of Mr. Graves it was rejected, and the resolution as amended passed its second reading.

H. B. 576, a bill to provide for the support of North Carolina Institution for the Deaf, Dumb and Blind, was taken up on its third reading.

Mr. Leach offered the following amendment.

"And two thousand five hundred dollars is hereby appropriated for repairs and improvements during the year 1877, and two thousand five hundred dollars is hereby appropriated for repairs and improvements during the year 1878."

Mr. Houk presented a resolution of the Board of Directors of the Deaf, Dumb and Blind Asylum, which was read for the information of the House.

Upon the adoption of the amendment offered by Mr. Leach, Mr. Ormond demanded the ayes and noes.

The call was not sustained, and the question recurring upon the amendment, it did not prevail, and the bill then passed its third reading by the following vote:

Affirmative-Messrs. Abbott, Ardrey, Austin, Bagley, Beam, Bizzell, Braswell, Brown, Bryant, Bunn, Cale, Carter of Hyde, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Davis of Haywood, Dillard, Duggan, Dunlap, Ennis, Ewing, Fagan, Fennel, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Harrison, Harriss, Hartsell, Haynes, Heap, Hill, Horton, Houk, Hughes, Jarvis, Johnson of Warren, King, Leach, Lindsay, Lineback, Lloyd, McBrayer, McCubbins, McGehee, McClure, McRae, Maddrey, Morris, Moseley, Moye, Ormond, Parish, Peel, Pinnix, Proffit, Purnell, Ransom, Reynolds, Roberts, Rowland, Rush, Ryals, Sams, Scott, Shackelford, Sharpe, Simmons, Singeltary, Simpson, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of New Hanover, Wilson of Transylvania, Winslow and Yount-90.

A message was received from the Senate informing the House that the Senate had receded from its amendments to H. R. 103, S. R. 527, a resolution authorizing the engrossing clerk of the House of Representatives to employ

one assistant, and had ordered the same enrolled for ratification.

A message was also received from the Senate informing the House that the Senate had received the accompanying report of the joint select committee to locate an asylum for the colored insane of the State, and had ordered the same to be transmitted to the House, with a proposition to print.

The proposition of the Senate was favorably considered by the House and the order to print was made.

A message was received from the Senate transmitting the following bills, and asking the concurrence of the House in the same:

- S. B. 668, a bill to establish a department of agriculture. Referred to the committee on agriculture, mechanics and mining.
- S. B. 684, a bill in relation to Geological Survey. Referred to the committee on agriculture, mechanics and mining.
- S. B. 407, a bill to amend section 2, of article VI, of the constitution of North Carolina. Referred to the judiciary committee.
- S. B. 403, H. B. 532, a bill to be entitled an act to incorporate the trustees of Lillington Academy, Pender county, was put on its second reading.

Mr. Lloyd sent forward the following amendment:

Strike out "three" and insert "one" and the amendment was rejected.

The question recurring on the passage of the bill, is passed its third and final reading and was ordered to be sent to the Senate with engrossed amendments.

H.B. 667, a bill to incorporate the town of Contentnea, in the county of Greene, was taken on its third reading,

passed by the following vote, and was ordered to be sent to the Senate without engrossment:

Affirmative—Messrs. Abbott, Ardrey, Austin, Bagley, Beam, Bizzell, Braswell, Brown, Bryant, Cale, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Clarke of Craven, Cooper, Davis of Haywood, Davis of Lenoir, Dillard, Duggan, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Fulcher, Geoffroy, Graves, Harrison, Harriss, Hartsell, Haynes, Heap, Hill, Horton, Houk, Hughes, Jarvis, King, Leach, Lineback, Lloyd, M'Brayer, McCubbins, McGehee McClure, Maddrey, Moring, Morris, Moseley, Moye, Ormond, Peel, Pinnix, Proffitt, Ransom, Reynolds, Rogers Rowland, Rush, Ryals, Sams, Scott, Shackelford, Sharpe, Singeltary, Simpson, Smith, Staples, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, Ward of Bertie, Williamson, Wilson of Burke, Wilson of Transylvania, Winslow and Yount—81.

Negative-None-

S. B. 602, H. B. 680, a bill to be entitled an act to authorize the commissioners of Haywood county to appoint a surveyor for certain purposes, was put on its passage, passed its second and third readings, and was ordered to be enrolled for ratification.

H. B. 505, a bill to establish a normal department at Chapel Hill, for the education of white persons to become teachers in the public schools, and to establish a normal department at Shaw University &c., was taken up, and the question being upon the adoption of the substitute offered by the committee, it was accepted by the introducer of the bill.

Mr Reynolds moved to indefinitely postpone the consideration of the bill, but subsequently withdrew the motion, and the bill passed its second reading. Upon its final pasage. Mr. Leach demanded the ayes and noes

. The call was sustained, and the bill passed its third read-

ing by the following vote and was ordered to be sent to the Senate without engrossment:

Affirmative—Messrs. Allen, Ardrey, Austin, Bagley, Beam, Bizzell, Braswell, Brown, Bryant Bunn, Cale Carter of Buncombe, Carter of Hyde, Clark of Bladen, Clarke of Craven, Cooper, Council, Davis of Lenoir Dilliard, Duggan, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Geoffroy, Graves, Harrison, Harriss, Haynes, Heap, Hill, Horton, Hughes, Jarvis, Johnson of Warren, King, Lindsay, Lineback, Lloyd, M'Brayer, McCubbins, McGehee, McClure, Moring, Morris, Moye, Ormond, Parish, Peel, Pinnix, Proffitt, Purnell, Ransom, Reynolds, Roberts, Rogers, Rowland, Ryals, Sams, Scott, Shackelford, Singeltary, Simpson, Smith, Staples, Stephenson, Swaim, Todd of Wake, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of Burke, Wilson of New Hanover, Winslow and Worth—78.

Negative—Messrs. Abbott, Baxter, Davis of Haywood, Gaither, Godwin, Hartsell, Hood, Houk, Leach, Maddrey, Moseley, Powell, Richardson, Sharpe, Todd of Ashe, Wilson of Transylvania and Yount—18.

S. B. 574, H. B. 649, a bill to be entitled an act to anthorize the county commissioners of Lenoir county to levy a special tax, was taken from the calendar, passed its third reading by the following vote and was ordered to be enrolled for ratification:

Affirmative—Messrs. Allen, Abbott, Ardrey, Austin, Bagley, Baxter, Beam, Bizzell, Braswell, Brown, Bryant, Cale, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Davis of Haywood, Davis of Lenoir, Dillard, Duggan, Dnnlap, Ennis, Ewing, Fagan, Fennell, Fox, Gaither Geoffroy, Godwin, Graves, Harrison, Harriss, Haynes, Heap, Hill, Hood, Horton, Houk, Hughes, Jarvis, Johnson of Warren, King, Leach, Lindsay, Lineback, Lloyd, M'Brayer, McCubbins, McGe-

hee, McChire, McRae, Maddrey, Moring, Morris, Moseley, Moye, Ormond, Parish, Peel, Powell, Proffitt, Ranson, Reynolds, Roberts, Rogers, Rowland, Ryals, Sams, Scott, Shackelford, Sharpe, Simmons, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Ward of Chowan, Ward of Bertie, White, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Worth and Yount—92.

Negative—Mr. Hartsell.

Mr. Parrish moved to suspend the rules and put H. B. 173 on its third reading.

The rules were not suspended, no quorum voting.

H. B. 553, a bill to be entitled an act to change the lines of Back Swamp township, was taken up, passed its second and third readings, and was ordered to be engrossed and sent to the Senate.

A message was received from the Senate informing the House that the Senate had passed S. R. 641, resolution in favor of W. H. Sykes, and had ordered the same to be transmitted to the House without engrossment.

H. B. 704, a bill to incorporate the Spartanburg and Asheville Telegraph Company, was taken up on its second reading, and, on motion of Mr. Todd, of Ashe, was recommitted to the committee on corporations.

H. B. 707, a bill to amend the laws relating to the town of Tarboro, was taken up and passed its second reading by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Austin, Baxter, Beam, Bizzell, Braswell, Brown, Carter of Buncombe, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fox, Fulcher, Gaither, Geoffroy, Harriss, Hartsell, Haynes, Heap, Horton, Houk, Hughes, King. Lindsay, M'Brayer, McGehee, McClure, McRae, Maddrey, Moring Morris, Moseley, Moye, Parish, Peel, Pinnix, Powell, Proffitt, Ransom, Roberts, Rowland, Rush,

Sams, Sharpe, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Wilson of Burke, Wilson of Transylvania, Winslow and Worth—62.

Negative—Messrs. Bagley, Bryant, Bunn, Cale, Clarke, of Craven, Davis of Lenoir, Duggan, Ennis, Ewing, Hood, Johnson of Warren, Johnston of Washington, Lineback, Lloyd, Ormand, Reynolds, Rogers, Simmons, Ward of Chowan, Ward of Bertie, White, Williamson and Wilson of New Hanover—23.

- S. B. 263, H. B. 433, a bill to be entitled an act to amend section 23, chapter 45, Battle's Revisal, was taken up and, on motion, was recommitted to the judiciary committee.
- S. B. 607, H. B. 781, a bill to be entitled an act to organize a government for the city of Wilmington, was placed before the House.

Mr. Clarke, of Craven, moved to postpone until to-morrow at 11 o'clock, and, on a division, the motion was lost.

Upon motion of Mr. Bagley, the further reading of the bill was suspended, and the House adjourned until half past ten o'clock to-morrow morning.

SEVENTY-SECOND DAY.

House of Representatives, Thursday, March 1, 1877.

The House was called to order at half-past 10 o'clock.

Mr. Speaker Price in the chair.

The journal of yesterday was approved.

INTRODUCTION OF MEMORIALS, &C.

The following petitions were introduced and referred to the committee on propositions and grievances:

By Mr. Moring: A petition of citizens of Chatham county, asking the prohibition of the sale of liquor within three miles of Brown's Chapel Church.

By Mr. Braswell: A petition from sundry citizens of Edgecombe county to prohibit the sale of liquor within three miles of Lawrence's Church.

By Mr. Fennell: A petition from certain citizens of Wilmington.

REPORTS OF COMMITTEES.

Mr. Ardrey, from the committee on counties, cities, towns, &c., reported favorably on S. B. 660, H. B. 731, a bill to be entitled an act to legalize Holden township, in the county of Wayne, and to change the name thereof.

Mr. Kenan, from the committee on propositions and grievances, reported favorably on the following bills:

S. B. 429, H. B. 679, a bill to be entitled an act to amend chapter 201, laws of 1874-'75, entitled an act providing a

fence law for the counties of Anson, Union and Guilford;

S. B. 725, H. 722, a bill to be entitled an act supplemental to an act passed the present session of the General Assembly entitled an act to prohibit the sale of spirituous liquors near Salem and Winston, and for other purposes;

H. B. 382, a bill to prevent the sale of spirituous liquors within the vicinity of Piney Grove Church and Leeland Female Institue. And favorably on the following:

H. B. 521, a bill to be entitled an act to change a portion of the boundary line between the counties of Robeson and Bladen;

H. B. 698, a bill to declare drunkenness a misdemeanor in certain cases.

Mr. Todd, of Wake, from the committee on corporations, reported favorably on the following bills:

S. B. 386, H. B. 719, a bill to be entitled an act to canal Angola Bay;

S. B. 578, H. B. 720, a bill to be entitled an act to amend the charter of the town of Reidsville, Rockingham county-

Mr. Beam, from the same committee, reported favorably on the following bills:

H. B. 735, a bill to be entitled an act to incorporate the town of Swausboro, in Onslow county;

-S. B. 566, H. B. 721, a bill to be entitled an act to incorporate the Yanceyville and Milton Narrow Gauge Railroad Company.

Mr. Todd, of Ashe, from the judiciary committee reported unfavorably on H. R. 167, a resolution to appoint a committee of three to report a general bill classifying all criminal offences and affixing punishments according to their grade.

Mr. Henderson, from the same committee, reported favorably on S. B. 97, H. B. 569, a bill to be entitled an act to regulate the practice of dentistry in North Carolina.

Mr. Roberts, from the committee on agriculture, me-

chanics and mining, reported on S. B. 668, H. B. 742, a bill to be entitled an act to establish a Department of Agriculture, Immigration and Statistics, and for the encouragement of sheep husbandry, submitting an amendment and recommending the passage of the bill with the adoption of the amendment. And unfavorably on S. B. 441, H. B. 723, a bill to be entitled an act for the relief of the North Carolina State Agricultural Society.

Mr. Henderson, from the committee on corporations, reported favorably on the following bills:

Senate amendments to S. B. 460, H. B. 704, a bill to be entitled an act to incorporate La Grange Lodge, No. 70, I. O. O. F., in Lenoir county;

H. B. 738, a bill to be entitled an act to amend chapter 60, laws of 1873-'74, in relation to the town of Creswell, in the county of Washington;

H. B. 547, a bill to be entitled an act to amend an act to charter the Georgia and North Carolina Railroad Company, chapter 167, laws of 1870-771;

H. B. 692, a bill to be entitled an act in reference to the eity of Wilmington.

Mr. Staples, from the judiciary committee, reported on S. B. 729, H. B. 117, a bill to be entitled an act in relation to the State and Supreme Court Libraries, submitting an amendment and recommending, with the adoption of the amendment, that the bill do pass;

S. B. 584, H. B. 712, a bill to be entitled an act to amend section 10, chapter 182, laws of 1872-73, recommending its reference to the committee on corporations.

Mr. Henderson, from the judiciary committee, reported favorably on S. B. 699, H. B. 718, a bill to be entitled an act to establish a criminal court for the county of _____

Subsequently, by eonsent, Mr. Todd, of Ashe, from the judiciary committee, reported favorably on S. B. 728, H.

B. 713, a'bill to be entitled an act to repeal chapter 66, laws of 1874-75.

Mr. Henderron, from the committee on corporations, reported favorably on S. B. 608, H. B. 729, a bill to be entitled an act to incorporate the Charlotte Compress Company.

Mr. Shackelford, from the committee on engrossed bills, reported the following bills, &c., to have been correctly engrossed, and they were transmitted to the Senate for concurrence:

H. B. 359, a bill to be entitled an act for the better government of the town of Thomasville;

H. B. 576, a bill to be entitled an act to provide for the support of the North Carolina Institute for the Deaf, Dumb and Blind for the years 1877-78;

H. B. 553, a bill to be entitled an act to change the line of Back Swamp township;

H. B. 696, a bill to be entitled an act to protect the agricultural interest of Occoneechee Neck;

Engrossed amendment to S. B. 403, H. B. 532, a bill to be entitled an act to incorporate Lillington Academy, Pender county.

The following bills and resolutions, reported as correctly enrolled by the committee on enrolled bills, were duly ratified by the Speaker of this House:

. H. R. —, S. R. 760, resolution in favor of W. H. Gentry, Sheriff of Stokes county;

S. B. 597, H. B. 660, an act to establish a new township in the county of Rockingham, to be styled Madison township;

S. B. 598, H. B. 661, an act to establish an additional township in the county of Rockingham out of portions of Huntsville and Simpsonville townships, to be called New Bethel;

H. B. 322, S. B. 355, an act to amend an act entitled an

act to lay off and establish a public road in the counties of Davidson and Davie and to establish a ferry across the Yadkin river:

S. R. 731, H. R. 180, resolution in favor of the widow of John G. Marler;

H. B. 319, S. B, 417, an act to amend the charter of the Georgia and North Carolina Railroad Company, laws of 1870-'71, chapter 167;

H. B. 586, S. B. 748, an act to amend chapter 218, acts of 1870-71, entitled an act to incorporate the Mount Airy and Central Railroad Company;

H. B. 558, S. B. 647, an act to establish a board of audit and finance for the city of Wilmington;

S. B. 179, H. B. 772, a resolution in relation to the Atlantic & North Carolina Railroad Company;

S. R. 527, H. R. 106, resolution authorizing the Clerk of the House to employ one assistant;

S. B. 404, H. B. 671, an act to change the line between Wilkes and Ashe counties;

H. B. 402, S. B. 685, an act declaring Tranters' creek a lawful fence;

S. B 507, H. B. 572, an act for the relief of Albert Murray, former Sheriff of Alamance county;

S B. 602, H. B. 680, an act to authorize the commissioners of Haywood county to ascertain the boundary line of certain vacant lands in the county of Haywood;

S. B. 574, H. B. 649, an act to authorize the county commissioners of Lenoir county to levy a special tax, and for other purposes.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time and referred as tollows:

By Mr. Davis, of Lenoir: A bill the entitled an act to

indemnify Lenoir county for the support of certain lunatics, which was referred to the committee on finance.

By Mr. Moring: A bill to be entitled an act to prohibit the sale of spirituous liquors within two miles of Brown's Chapel Church in the county of Chatham;

By Mr. Ransom: A bill to establish a new turnpike in Halifax county;

By Mr. Braswell; A bill to prohibit the sale of spirituous liquors within five miles of Lawrence's Church, in Edgecombe county;

By Mr. Ormond: bill to allow the board of county come issioners of the county of Greene to appoint a finance committee for said county;

By Mr. Clark, of Bladen: A bill to be entitled an act to prohibit the sale of spirituous liquors within three miles of Clarkton Academy, in Bladen county;

By Mr. Carter, of Hyde: A bill to be entitled an act for the better protection of cattle buyers.

All of which were referred to the committee on propositions and grievances.

By Mr. Hill: A bill entitled an act to prohibit the teachers of public schools, from making charges of extra tuition on scholars after the same have been paid out of of the public school fund, which was referred to the committee on education.

By Mr. McLean: A bill to extend the time for the completion of certain locks and dams on the Cape Fear and Deep rivers, which was referred to the committee on internal improvements.

By Mr. Moring: A bill to be entitled an act to establish a criminal court for the county of Wake. Calendar.

By Mr. Pinnix: a bill to be entitled an act to establish a ferry in the counties of Davidson and Davie. Calendar.

LEAVE OF ABSENCE

was granted to Mr. Bledsoe from Monday last until to-day; to Mr. Williamson until Tuesday; to Mr. Purnell until Saturday.

On motion, the committee on the Atlantic & North Carolina Railroad was excused from attendance upon this day's session of the House.

The Speaker laid the following bills before the House:

H. B. 17, a bill to repeal chapter 84, public laws of 1874-75, to regulate the rate of interest, and on motion the bill was laid on the table.

H. B 18, a bill to regulate the rate of interest; and

H. B. 49, a bill to amend chapter 52, section 7, of Battle's Revisal, which were, on motion, laid on the table.

H. B. 173, a bill to repeal chapter 245, laws of 1874-'75, was put on its third reading.

Mr. Vaughan moved to lay the ill on the table.

On that motion Mr. Parish demanded the ayes and noes, The call was sustained, and the bill was tabled by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Baxter, Braswell. Brown, Bryson, Carter of Hyde, Clark of Bladen, Cobb, Council, Dillard, Fagan, Fennell, Fox, Fulcher, Gaither, Godwin, Harriss, Henderson, Jarvis, Johnston of Washington, King, Leach, McIver, McLean, McClure, McRae, Maddrey, Moring, Pinnix, Powell, Proffitt, Purnell, Ransom, Reynolds, Roberts, Rogers, Rowland, Ryals, Sams. Scott, Shackelford, Sharpe, Singeltary, Staples, Stephenson, Swaim Vaughan, White, Williamson, Wilson of Burke, and Yount—52.

Negative—Messrs. Allen, Austin, Bagley, Beam, Bledsoe, Bryant, Bunn, Clarke of Craven, Davis of Haywood, Davis of Lenoir, Duggan, Dunlap, Eunis, Ewing, Geoffroy, Harrison, Haynes, Hill, Hood, Horton, Houk, Hughes, Lindsay, Lineback, Lloyd, McBrayer, McCubbins, Morris, Mose

ley, Ormond, Parish, Peel, Shotwell, Simmons, Simpson, Smith, Todd of Wake, Ward of Chowan, Ward of Bertie, Wilson of New Hauover, Wilson of Transylvania, Winslow and Worth—43.

H. B. 484, a bill to incorporate the Hook and Ladder Company, No. 6, of Tarboro, was put on its several readings and passed, and was ordered to be engrossed and sent to the Senate.

THE UNFINISHED BUSINESS,

S. B. 607, H. B. 631, a bill to organize a government for the city of Wilmington, was put on its second reading. Mr. Wilson, of New Hanover, submitted a minority report.

Upon the adoption of which Mr. Clarke, of Craven, demanded the ayes and noes.

The call was sustained and the report was rejected by the following vote:

Affirmative—Messrs. Bagley, Bledsoe Bryant, Bnnn, Cale, Clarke of Craven, Duggan, Ennis, Ewing, Harrison, Haynes, Hill, Hood, Johnson of Warren, Johnston of Washington, Lineback, Lloyd, Ormond, Purnell, Regers, Scott, Simmons, Todd of Wake, Ward of Chowan, Ward of Bertie, White, Williamson and Wilson of New Hanover—29.

Negative—Messrs. Abbott, Ardrey, Baxter, Beam, Braswell, Brown, Carter of Buncombe, Carter of Hyde Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy Harriss, Hartsell, Henderson, Horton, Honk, Jarvis, Kenan, King, Leach, M'Brayer, McCubbins, McLean, McClure, McRae, Maddrey, Moring Morris, Moseley, Moye, Parish, Peel, Pinnix, Powell, Ransom, Roberts, Rowland, Ryals, Sams, Shackelford, Sharpe, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Todd of Ashe, Wilson,

of Burke, Winslow and Worth-61.

Mr. Rowland offered the following amendment, which was adopted:

"That section third be amended by striking out the word 'third' in the tenth, fourteenth and and thirty-first lines of said section, and inserting the word 'fourth' in its stead."

"That section six be amended by striking out the words 'twenty third day of February,' in the thirty-eight line and inserting the 'fifth day of March' in their stead."

Mr. Wilson, of New Hanover, offered the following amendment:

"After the words in the 4th section 'it shali be the duty of the registrar,' strike out the remainder of said section, and insert in lieu thereof the words 'to determine the same according to the provisions of the general law regulating elections in the State.'"

On this amendment Mr. Wilson, of New Havover, demanded the ayes and noes.

The call was sustained and the amendment was rejected by the following vote:

Affirmative—Messrs. Allen, Bagley, Bryant, Bunn, Cale, Clarke of Craven, Duggan, Ennis, Ewing, Haynes, Hill, Hood, Johnson of Warren, Lineback, Lloyd, Ormond, Reynolds, Rogers, Scott, Simmons, Todd of Wake, Ward of Chowan, Ward of Bertie, White, Williamson and Wilson of New Hanover—26.

Negative—Messrs. Ardrey, Baxter, Beam, Braswell, Brown, Bryson, Carter of Hyde, Olark of Bladen, Cobb, Council, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Harriss, Henderson, Horton, Hughes, Jarvis, Kenan, King, Leach, M'Brayer, McCubbins, McIver, McClure McRae, Maddrey, Moring, Mor-

ris, Moseley, Moye, Peel, Pinnix, Powell, Proffitt, Ransom, Roberts, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Todd of Ashe, Wilson of Burke, Wilson of Transylvania, Winslow, Worth and Yount—61.

And the bill passed its second reading by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Austin, Baxter, Beam, Braswell, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Council, Davis of Haywood, Dillard, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Harriss, Horton, Houk, Jarvis, Kenan, M'Brayer, McCnbbins, McIver, McLean, McClure, McRae, Maddrey, Moring, Morris, Moseley, Moye, Peel, Pinnix, Powell, Proffitt, Ransom, Roberts, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Singeltary, Simpson, Smith, Spake, Stephenson, Todd of Ashe, Vaughan, Wilson of Burke, Winslow, Worth and Yount—59.

Negative—Messrs. Allen, Bagley Bryant, Bunn, Cale, Clarke of Craven, Duggan, Ennis, Ewing, Harrison, Haynes, Hill, Johnson of Warren, Lineback, Lloyd, Ormond, Purnell, Reynolds, Rogers, Scott, Simmons, Todd of Wake, Ward of Chowan, White, Williamson and Wilson of New Hanover—26.

H. B. 703, a bill to athorize the commissioners of Perquimans county to levy a special tax, for the purpose of rebuilding the jail of said county, was put on its second reading and passed by the following vote:

Affirmative—Messrs. Allen, Abbott, Ardrey, Austin, Bagley, Baxter, Beam, Braswell, Brown, Bryant, Bryson, Cale, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Clarke, of Craven, Council, Davis of Haywood, Dillard, Duggan, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Harrison, Harriss, Haynes,

Henderson, Hill, Hood, Horton, Houk, Hughes, Jarvis, Johnson of Warren, Kenan, Lindsay, Lineback, Lloyd, M'Brayer, McCubbins, McIver, McLean, McClure, McRae, Moring, Morris, Moseley, Moye, Parish, Peel, Pinnix, Powell, Proffitt, Purnell, Ransom, Reynolds, Roberts, Rogers, Rowland, Rush, Ryals, Sams, Scott, Shackelford, Sharpe, Simmons, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Swaim, Todd of Wake, Vaughan, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow, Worth and Yount—91.

Negative-Mr. Bunn.

H. B. 218, a bill to secure to owners of real estate in this State a homestead in fee simple, was put on its third reading.

Mr. Henderson offered the following amendment:

"Amend by striking out the words 'passage of this act,' in line 6, and insert in lieu thereof the following: "first day of May, in the year of our Lord one thousand eight hundred and seventy-seven.'"

Mr. Bagley moved to refer the bill to the committee on the judiciary, and on that motion demanded the ayes and nayes.

The call was sustained and House refused to commit by the following vote:

Affirmative—Messrs. Allen, Bagley, Beam, Braswell, Bryant, Bunn, Cale, Clark of Bladen, Clarke of Craven, Cooper, Davis of Haywood, Duggan, Ennis, Ewing, Fox, Harrison, Haynes, Hill, Hood, Horton, Houk, Johnson of Warren, Lineback, Lloyd, McIver, Reynolds, Rogers, Rush, Simmons, Todd of Ashe, Todd of Wake, Ward of Chowan, White, Williamson, Wilson of New Hanover, and Worth—36.

Negative—Messrs. Abbott, Ardrey, Austin, Brown, Bryson, Carter of Buncombe, Carter of Hyde, Cobb, Council, Dillard, Dunlap, Fagan, Fennell, Gaither, Geoffroy, Godwin, Harriss, Henderson, Hughes, King, Leach, Liudsay, M'Brayer, McCubbins, McClure, McRae, Maddrey, Morris, Moseley, Moye, Ormond, Parish, Peel, Pinnix, Proffitt, Ransom, Roberts, Rowland, Ryals, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Swaim, Ward of Bertie, Wilson of Burke, Wilson of Transylvania, Winslow and Yount—55.

Mr. Bagley then moved to refer the bill to a select committee of three, with instructions to report a bill embracing a constitutional amendment, to be submitted to the people, including the principles of the bill now before the House.

Mr. Henderson demanded the previous question on the passage of the bill on its second reading. The call was sustained, and the main question was ordered.

The question then recurred on the motion of Mr. Bagley, upon which he demanded the ayes and noes. The call was sustained, and the House refused to refer to a select committee by the following vote:

Affirmative—Messrs. Bagley, Bledsoe, Braswell, Bryant, Bryson, Bunn, Cale, Clarke of Craven, Cooper, Davis of Haywood, Duggan, Ennis, Ewing, Fox, Harrison, Haynes, Hill, Hood, Horton, Houk, Johnson of Warren, Lineback, Lloyd, McRae, Reynolds, Rogers, Scott, Simmons, Spake, Todd of Ashe, Todd of Wake, Ward of Chowan, and Wilson of New Hanover—33.

Negative—Messrs. Allen, Abbott, Ardrey, Austin, Baxter, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Council, Dillard, Dunlap, Fagan, Fennell, Fulcher, Gaither, Geoffroy, Godwin, Harriss, Hartsell, Henderson, Hughes, King, Leach, M'Brayer, McCubbins, McIver, McClure, Maddrey, Moring, Morris, Moseley, Moye, Ormond, Parish, Peel, Pinnix, Proffitt, Purnell, Ransom, Roberts, Rowland, Ryals, Sams, Shackelford, Sharpe, Shotwell, Singel-

tary, Simpson, Smith, Staples, Stephenson, Swaim, Vaughan, Ward of Bertie, White, Williamson, Wilson of Burke, Wilson of Transylvania, Winslow and Yount—62.

On the passage of the bill on its third reading, Mr. Ransom demanded the ayes and noes. The call was sustained, and the bill passed by the following vote, and was ordered to be engrossed and sent to the Senate:

Affirmative—Messrs. Allen, Abbott, Ardrey, Austin, Baxter, Beam, Bizzell, Bledsoe, Braswell, Brown, Carter of Buncombe, Carter of Hyde, Clarke of Craven, Cooper, Council, Davis of Lenoir, Dillard, Dunlap, Fagan, Fennell, Fulcher, Gaither, Geoffroy, Godwin, Harrison, Harriss, Haynes, Henderson, Hill, Houk, Hughes, King, Leach, Lineback, M'Brayer, McCubbins, McIver, Maddrey Moring, Morris, Moseley, Moye, Ormond, Parish, Peel, Pinnix, Proffitt, Purnell, Ransom, Roberts, Rowland, Sams, Scott, Shackelford, Sharpe, Shotwell, Singeltary, Simpson Staples, Swaim, Vaughan, Ward of Bertie, White, Williamson, Wilson of Burke, Wilson of Transylvania, and Winslow—67.

Negative—Messrs. Bryant, Bryson, Bunn, Cale, Clark of Bladen, Cobb, Davis of Haywood, Duggan, Ewing, Fox, Hartsell, Hood, Johnson of Warren, Lloyd, McClure, McRae, Rogers, Rush, Ryals, Simmons, Spake, Stephenson, Todd of Ashe, Todd of Wake, Ward of Chowan, and Wilson of New Hanover—26.

Mr. Henderson moved to reconsider the vote by which the bill passed its third reading and to lay that motion on the table, and the motion to table the motion to reconsider prevailed.

Mr. Todd, of Ashe, rose to a question of personal privilege in regard to the incorrect statement of his position on the preceding bill on its second reading yesterday, as reported in the *Observer* newspaper of this morning.

H. B. 234, a bill to amend the landlord and tenant act, was taken up.

Mr. Bagley offered the following amendment:

"Strike out the words 'or verbal' in line 2, and insert the word 'written' before the word 'agreement' in said line."

On the amendment, Mr. Bagley demanded the ayes and noes. The call was not sustained, and on a division the amendment was rejected.

The question was then on the amendments offered by the committee.

Mr. Kenan moved to lay the amendments on the table.

The House refused to table, and the amendments were adopted.

Mr. Clarke, of Craven, offered the following amendment:

"Provided, nevertheless, That no person shall be deemed guilty of a misdemeanor who uses corn or fodder for the purpose of maintaining the stock on said farm, or for the necessary sustenance of the laborers and their families employed in making said crop."

Mr. Pinnix demanded the previous question on the passage of the bill on its second reading. The call was sustained and the main question ordered.

The question then recurred on the amendment of Mr. Clarke, of Craven, and it was rejected.

Mr. Bagley gave notice of intention to explain his vote. The question was put on the passage of the bill on its second reading, and on a division no quorum voted. Mr. Pinnix demanded the ayes and noes. The call was sustained, and the bill was again put on its second reading and passed by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Austin, Bagley, Baxter, Beam, Bledsoe, Brown, Bryant, Bryson, Bunn, Cale, Carter of Buncombe, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Davis of Haywood, Dillard, Duggan, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Gaither, Geoffroy, Godwin, Harrison, Harriss, Hartsell, Haynes, Hender-

son, Hill, Hood, Horton, Hughes, Johnson of Warren, King, Leach, Lindsay, Lineback, Lloyd, McCubbins, McIver, McLean, McClure, McRae, Maddrey, Morris, Ormond, Parish, Piunix, Powell, Proffitt, Purnell, Ransom, Reynolds, Roberts, Rowland, Rush, Ryals, Sams, Scott, Shackelford, Sharpe, Shotwell, Simmons, Singeltary, Simpson, Spake, Staples, Stephenson, Swaim, Todd of Wake, Vaughan, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow, Worth and Yount—88.

Negative—Messrs. Braswell, Carter of Hyde, Fulcher, Houk, Kenan, Moseley, Moye, Rogers, Smith and Todd of Ashe—10.

Without objection the bill was put on its third reading and passed, and was ordered to be engrossed and sent to the Senate.

S. B. 568, H. B. 648, a bill to authorize the levy of a special tax for the county of Cabarrus, was put on its third reading and passed by the following vote, and was ordered to be enrolled for ratification:

Affirmative—Messrs. Abbott, Ardrey, Austin, Baxter, Beam, Bledsoe, Braswell, Brown, Bryson, Cale, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Clarke of Craven, Cooper, Council, Dillard, Duggan, Dunlap, Ennis, Ewing, Fagan, Fox, Fulcher, Gaither, Geoffroy, Godwin, Harriss, Hartsell, Haynes, Henderson, Hill, Hood, Houk, Hughes, Jarvis, Johnson of Warren, Leach, Lindsay, Lineback, Lloyd, M'Brayer, McCubbins, McIver, McLean, McClure, McRae, Morris, Moseley, Moye, Ormond, Pinnix, Proffitt, Ransom, Reynolds, Roberts, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Simmons, Singeltary, Simpson, Smith, Spake, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, Ward of Bertie, White, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow, Worth and Yount—82.

Negative—Messrs. Bryant and Bunn—2.

THE SPECIAL ORDER,

H. B. 710, a bill to provide a suitable mansion for the Governor of the State, was announced, and the bill put on its second reading.

Mr. Singeltary submitted a substitute for the bill.

Mr. Leach moved to amend by striking out the words "Lovejoy's lot" and the amendment was rejected.

The question then recurred on the adoption of the substitute of Mr. Singeltary, upon which Mr. Singeltary demanded the ayes and noes, and the call was sustained.

Mr. Vaughan offered the following amendment:

Amend by inserting after the word "State," in 4th section, the words "provided that no contract shall be made by the said committee for the erecting and furnishing of said mansion that will cost the State more than five thousand dollars, in addition to the amount for which the old mansion and other property in the city, belonging to the State, may be sold.

Mr. Harris, offered the following amendment:

Amend by saying "that said commissioners shall let out to the lowest bidder the contract for building the Governor's mansion; also take bond and security for the faithful performance of the same.

The question was then put on the amendment of Mr. Harris and it was rejected, and then upon the amendment of Mr. Vaughan, which was adopted.

The question then recurred upon the substitute offered by Mr. Singeltary, and under the call for the ayes and noes previously sustained, the substitute was rejected by the following vote:

Affirmative-Messrs, Abbott, Bagley, Braswell, Bryant, Bunn,

Cale, Clarke of Craven, Cooper, Duggan, Ennis, Ewing, Harrison, Haynes, Hood, Johnson of Warren, Lineback, Lloyd, Ormond, Feel, Reynolds, Rogers, Simmons, Singeltary, Ward of Chowan, Ward of Bertie, White, Wilson of New Hanover and Wilson of Transylvania—28.

Negative—Messrs. Allen, Ardrey, Baxter, Beam, Bledsoe, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Council, Davis of Haywood, Dillard, Dunlap, Fennell, Fox, Fulcher, Gaither, Geoffroy, Harriss, Hartsell, Horton, Houk, Kenan, King, Leach, M'Brayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Maddrey, Moring, Morris, Moseley, Parish, Pinnix, Powell, Ransom, Roberts, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Simpson, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Wilson of Burke, Winslow, Worth and Yount—62.

Mr. Davis, of Haywood, offered the following amendment:

"Strike out the names of A. B. Andrews and D. M. Carter and insert John C. Scarborough and Samuel L. Love."

Mr. Powell demanded the previous question on the passage of the bill on its second reading. The call was sustained and the main question was ordered.

The question was then put on the amendment of Mr. Davis and it was rejected, and the bill was then put on its second reading and, under the call of Mr. Ormond for the ayes and noes, passed by the following vote:

Affirmative—Messrs. Allen, Ardrey, Baxter, Beam, Bledsoe, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Council, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Harriss, Hartsell, Henderson, Horton, Houk, Hughes, Jarvis, Kenan, King, Leach, M'Brayer, McCubbins, McIver, McLean, McClure, McRae, Maddrey, Moring, Moseley, Moye, Parish, Powell, Proffitt,

Ransom, Roberts, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Simpson, Smith, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Williamson, Wilson of Burke, Winslow, Worth and Yount—63.

Negative—Messrs. Abbott, Austin, Bagley, Braswell, Bryant, Bunn, Clarke of Craven, Cooper, Davis of Haywood, Davis of Lenoir, Duggan, Ennis, Ewing, Harrison, Haynes, Hill, Hood, Johnson of Warren, Lindsay, Lineback, Morris, Ormond, Peel, Reynolds, Rogers, Simmons, Singeltary, Spake, Ward of Chowan, Ward of Bertie, Wilson of New Hanover and Wilson of Transylvania—34.

Without objection the bill was put on its third reading.

Mr. Vaughan gave notice of an amendment.

Mr. Powell called the previous question. The call was sustained and the main question ordered.

On the passage of the bill, Mr. Bryant demanded the ayes and noes, and the call was sustained.

Mr. Vaughan offered the following amendment:

"Strike out the names of A. B. Andrews and D. M. Carter, and insert the names of John C. Scarborough and Samuel L. Love."

The amendment, on a division, was rejected.

Mr. Lloyd, under previous notice, offered the following amendment:

Strike out the word "convicts" wherever they appear in the bill.

The amendment was rejected.

The bill then passed its third reading by the following vote, and was ordered to be engrossed and sent to the Senate:

Affirmative-Messrs. Allen, Baxter, Beam, Brown, Carter

of Buncombe, Carter of Warren, Clark of Bladen, Cobb, Council, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Harriss, Hartsell, Henderson, Horton, Houk, Jarvis. King, Leach, M'Brayer, McCubbins, McIver, McLean, McClure, McRae, Maddrey, Moring, Moseley, Moye, Parish, Pinnix, Powell, Proffitt, Ransom, Rowland, Rush, Ryals, Sams, Sharpe, Simpson, Smith, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Williamson, Wilson of Burke, Winslow, Worth and Yount—59.

Negative — Messrs. Abbott, Austin, Bagley, Braswell, Bryant, Bryson, Bunn, Cale, Clarke of Craven, Cooper, Davis of Haywood, Davis of Lenoir, Ennis, Ewing, Harrison, Haynes, Hill, Hood, Johnson of Warren, Lindsay, Lineback, Lloyd, Morris, Ormond, Peel, Reynolds, Rogers, Simmons, Singeltary, Vaughan, Ward of Chowan, Ward of Bertie, Wilson of New Hanover, and Wilson of Transylvania—33.

Mr. Powell moved to reconsider the vote by which the bill passed its third reading and to lay that motion on the table, and the motion to table the motion to reconsider was carried.

A resolution of Mr. Davis, of Lenoir, to adjourn on the 3rd inst. sine die, was taken up.

Mr. King moved to refer the resolution to the special committee on adjournment. Upon which motion Mr. Ormond demanded the ayes and noes. The call was sustained, but pending consideration the House yielded to a motion of Mr. M'Brayer to adjourn, and adjourned until half-past 10 o'clock to-morrow morning.

SEVENTY-THIRD DAY.

House of Representatives, Friday, March 2nd, 1877.

The House was called to order at half-past ten o'clock. Mr. Speaker Price in the chair.

The reading of the journal of yesterday was dispensed with.

Mr. Cooper asked leave to record his vote on the question on the landlord and tenant act, passed yesterday and leave was granted.

REPORTS OF COMMITTEES.

Mr. Shackelford, from the committee on engrossed bills, reported the following bills and resolutions to have been correctly engrossed, and they were transmitted to the Senate for concurrence:

H. B. 234, a bill to be entitled an act to amend an act known as the Landlord and Tenant Act;

H. B. 484, a bill to be entitled an act to incorporate the Hook and Ladder Company, No. 1, of Tarboro, Edgecombe county, N. C;

H. B. 710, a bill to be entitled an act to provide for a suitable building for the Governor of the State.

Mr. Henderson, from the judiciary committee, reported on S. B. 175, H. B. 526, a bill to be entitled an act in relation to the probate of deeds and conveyances and the privy examination of married women, submitting amendments and recommending, with the adoption of the amendments, that the bill do pass.

Mr. Todd, from the judiciary committee, recommended the passage of S. B. 603, H. B. 716, a bill to be entitled an act concerning records in Greene county.

Mr. Vaughan, from the same committee, reported on S. B. 681, H. B. 727, a bill to be entitled an act to give justices of the peace jurisdiction of civil actions not founded on contract, submitting an amendment and recommending, with the adoption of the amendment, that the bill do pass.

Mr. Kenan, from the committee on propositions and grievances reported favorably on H. B. 746, a bill to establish a new township in Halifax county, and unfavorably on the following:

H. B. 748, a bill to allow the board of county commissioners of the county of Greene to appoint a finance committee for said county;

H. B. 750, a bill to be entitled an act for the better protection of cotton planters and cotton buyers.

Mr. Todd, of Ashe, from the committee on the judiciary, reported favorably on S. B. 613, H. B. 715, a bill to be entitled an act to amend section 361 of the Code of Civil Procedure.

INTRODUCTION OF RESOLUTIONS.

By Mr. Roberts: A resolution in relation to public arms, which was referred to the committee on military affairs.

By Mr. Pinnix: A resolution in relation to justices of the peace, which was placed on the calendar.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time and referred as follows:

By Mr. Roberts: A bill to amend section 8, chapter 92, of Battle's Revisal, which was referred to the judiciary committee.

By Mr. Geoffroy: A bill in relation to piloting in the waters of Carteret county. Referred to the committee on propositions and grievances.

By Mr. Godwin: A bill to be entitled an act to promote the fishing interest in the Cape Fear, Black and North East rivers. Referred to the committe on propositions and grievances.

By Mr. Morrison: A bill to incorporate the Statesville and Taylorsville Road Locomotive and Transportation Company. Referred to the committee on corporations.

By Mr. Richardson: A bill to amend an act, entitled an act to incorporate the Wilmington and Coast Turnpike Company, ratified the 16th of March, 1875. Referred to the committee on corporations.

A message was received from the Senate transmitting the following bills, which were read the first time in this House and referred as follows:

- S. B. 711, a bill to incorporate the Suffolk & Albemarle Sound Railroad Company, which was referred to the committee on corporations;
- S. B. 536, a bill to prevent the hauling of seines and dragnets in Upper Broad Creek, Pamlico and Craven counties, which was referred to the committee on propositions and grievances;
- S. B. 694, a bill to create and establish Gray's Creek township, in Cumberland county, which was referred to the committe on counties, cities, &c.

A message was also announced transmitting the following bills, which were read by their titles and referred as follows:

- S. B. 720, a bill to change the names of certain townships in the county of Pender. Referred to the committee on counties, cities, towns, etc.;
- S. B. 696, a bill for the protection of cotton yards in the city of Raleigh. Referred to the committee on propositions and grievances;

- S. B. 658, a bill to incorporate the town of Fayetteville. Referred to the committee on corporations;
- S. B. 600, a bill to incorporate Oak Hill Academy, in Pender county, to the same committee;
- S. B. 712, a bill to incorporate Moravian Falls Academy, in Wilkes county. Referred to committee on corporations;
- S. B. 492, a bill to amend section 4, chapter 100, Battle's Revisal. Referred to the judiciary committee;
- S. B. 716, a bill to incorporate Cumberland Lodge, No. 5, Knights of Pythias, in the town of Fayetteville. Referred to the committee on corporations;
- S. B. 694, a bill to change the time of holding the municipal elections of the town of Elizabeth City. Referred to the same committee;
- S. B. 683, a bill to make uniform the taxation on all banks in North Carolina. Referred to the committee on the judiciary;
- S. B. 700, a bill to amend the charter of the town of Edenton. Referred to the committee on corporations;
- S. B. 723, a bill to regulate the terms of the several Surior Courts of the 8th Judicial District. Referred to the committee on the judiciary;
- S. B. 472, a bill to establish Normal Schools. Referred to the committee on education;
- S. B. 678, a bill to change the boundaries of the town of Elizabeth City. To the committee on corporations;
- S. B. 616, a bill to incorporate the town of Enochville, Rowan county, which was referred to the same committee.

The message also asked concurrence in Senate amendments to H. B. 599, S. B. 675, a bill to enforce collection of unpaid taxes in New Hanover county. Concurrence was had and, the bill as amended, was ordered to be enrolled for ratification.

By consent, Mr. McLean introduced a bill to divide the townships of Averasboro and Buckhorn, in the county of Harnett.

By consent, Mr. Staples, from the judiciary committee, reported on the following bills, &c:

S. B. 541, a bill to be entitled an act to provide for inferior courts in the several counties, to be styled the Court of Common Pleas:

H. B. 125, a bill to be entitled an act to amend chapter 9 of Battle's Revisal, submitting an amendment, and recommending the passage of the bill with the adoption of the amendment:

H. B. 109, a bill to be entitled an act to repeal sections 14, 15, 16 and 17, chapter 2, Battle's Revisal, recommending its reference to the committee on agriculture, mechanics and mining;

H. B. 103, a bill to be entitled an act to amend sub-division 24, section 8, chapter 27, Battle's Revisal, respecting the maintenance of the poor, recommending its reference to the committee on propositions and grievances; also on a petition from certain medical gentlemen of Fayetteville, and a petition against the repeal of chapter 102, laws of 1873-'74, by certain citizens of Catawba and Lincoln counties.

A message was announced from the Senate transmitting Senate amendments to the amendment of the House to S. B. 458, H. B. 570, a bill to provide for an inferior court in the several counties of the State, and also refusing to concur in certain amendments made by this House to the bill as it came from the Senate.

Upon motion, the House concurred in the amendments of the Senate and also receded from the amendment in which the Senate had refused to concur, and the bill was ordered to be enrolled for ratification.

LEAVE OF ABSENCE

was granted to Mr. Heap from yesterday, indefinitely; to Mr. Hill, indefinitely; to Mr. Todd, of Wake, until Monday; to Mr. Ardrey, until Tuesday; to Mr. Johnson, of Warren, until Tuesday; to Mr. Moye from to-morrow until Wednesday, on account of sickness in his family; to Mr. Fulcher, until Tuesday; to Mr. Moseley, until Monday and to Mr. Graves indefinitely, on account of his being called home suddenly by a telegram. Mr. Bizzell, Mr. Baxter and Mr. Duggan were announced as detained by sickness from their seats in the House.

The unfinished business, being the resolution of Mr. Davis, of Lenoir, in regard to adjournment *sine die*, was taken up, the question being on the motion of Mr. King to refer to the committee on adjournment.

Under the call for the ayes and noes, previously sustained, the motion to refer prevailed by the following vote:

Affimative—Messrs. Abbott, Ardrey, Beam, Braswell, Brown, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Graves, Harriss, Henderson, Horton, Kenan, King, Leach, Lindsay, Lloyd, M'Brayer, McCubbins, McIver, McLean, McClure, McRae, Maddrey, Moring, Morris, Moseley, Moye, Parish, Pinnix, Proffitt, Ransom, Reynolds, Richardson, Roberts, Ryals, Sams, Shackelford, Sharpe, Singeltary, Simpson, Smith, Spake, Stephenson, Swaim, Todd of Ashe, Vaughan, Wilson of Burke, Wilson of Transylvania, Winslow, Worth and Yount—65.

Negative—Messrs. Allen, Bagley, Bledsoe, Bryant, Bunn, Cale, Clark of Craven, Davis of Haywood, Davis of Lenoir, Haynes, Hill, Hood, Houk, Hughes, Johnson of Warren, Lineback, Ormond, Ward of Chowan, Ward of Bertie, and Wilson of Transylvania—20.

S. R. 295, H. R. 130, a resolution of instruction to the Keeper of the Capitol, was put on its third reading and passed. On going to its third reading, Mr. Lloyd moved to lay the resolution on the table. The motion failed and the resolution then passed its third reading and was ordered to be enrolled for ratification.

H. B. 500, a bill to ratify the action of the commissioners of Henderson county in establishing Clear Creek township, and certain township lines, was put on its several readings and passed, and was ordered to be engrossed and sent to the Senate.

H. B. 627, a bill to authorize the Treasurer of Martin to pay county orders according to number, was put on its second reading and passed. On going to a third reading, Mr. Cooper, moved to amend by adding the counties of Cherokee and Graham. The amendment was accepted, and the bill, as amended, passed its third reading and was ordered to be engrossed and sent to the Senate.

H. B. 149, a bill regulating the service of summons and other Court orders by publication in newspapers, was put on its second reading. The amendment offered by the committee was adopted.

Mr. Houk moved to lay the bill on the table, and the motion prevailed.

S. B. 547, H. B. 754, a bill to incorporate the town of Littleton, in the counties of Halifax and Warren, was put on its several readings and passed, and was ordered to be enrolled for ratification.

On motion of Mr. McGehee, the agricultural bill was made the special order for Saturday at 12 o'clock.

H. B. 591, a bill to authorize the commissioners of Hillsboro to sell the Academy lots in said town, was put on its several readings and passed, and was ordered to be sent to the Senate without engrossment.

S. B. 175, H. B. 526, a bill in relation to the probate of deeds and conveyances and the privy examination of married women, was taken up on its second reading.

The question was upon the amendments of the committee, and pending consideration

THE SPECIAL ORDER

was announced, but on motion of Mr. Moring its consideration was postponed until the matter before the House was disposed of.

On the adoption of the amendments of the committee, Mr. Leach demanded the ayes and noes, and the call was sustained.

Mr. Staples called the previous question. The call was sustained and the main question was ordered. The vote was then taken on the amendments of the committee, and they were rejected by the following vote:

Affirmative—Messrs. Allen, Beam, Bledsoe, Bunn, Cale, Carter of Hyde, Clarke of Craven, Council, Harriss, Henderson, Hood, Johnson of Warren, Lloyd, M'Brayer, McCubbins, Ormond, Parish, Ransom, Reynolds, Richardson, Roberts, Rogers, Simmons, Singeltary, Simpson, Staples, Stephenson, Vaughan, Wilson of Burke and Wilson of New Hanover—30.

Negative—Messrs. Abbott, Austin, Bagley, Braswell, Brown, Bryant, Bryson, Carter of Buncombe, Clark of Bladen, Cobb, Cooper, Davis of Haywood, Davis of Lenoir, Dillard, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Gaither, Geoffroy, Godwin, Harrison, Hartsell, Haynes, Horton, Houk, Hughes, Jarvis, Kenan, King, Leach, Lindsay, Lineback, McGehee, McIver, McLean, McClure, McRae, Maddrey, Moring, Morris, Moseley, Moye, Peel, Pinnix, Proffitt, Rowland, Ryals, Sams, Shackelford, Sharpe, Smith, Spake, Swaim, Todd of Ashe, Ward of Chowan, Ward of Bertie, Wilson of Transylvania, Winslow and Yount—61.

The bill was then put on its second reading and passed, and under suspension of the rules, passed its third reading.

Mr. M'Brayer offered the following amendment:

Amend by adding after 'justices of the peace' "notaries public," and the amendment was rejected.

Mr. Parish offered the following amendment:

"Amend by adding at the end of section 2, provided that it shall not be competent for a justice of the peace to take the privy examination of any married woman, as to her conveyance of her separate property, but such examination shall only be taken before the judge, justice or clerk of some court of record."

Mr. M'Brayer moved to lay the bill on the table. Upon which motion Mr. Houk demanded the ayes and noes. The call was not sustained, and, on a division, the motion to table was defeated.

The question was then put on the amendment of Mr. Parish and it was rejected.

Mr. Todd, of Ashe, submitted the following amendment:

Amend so that the bill shall read, "no privy examination of any married woman shall be required at all, except to convey property held in her own right."

The amendment was rejected and the question then recurred upon the passage of the bill on its third reading. On which Mr. Ormond demanded the ayes and noes. The call was not sustained, and, on a division, the bill passed its third reading and was ordered to be enrolled for ratification.

Mr. Carter, of Buncombe, moved to reconsider the vote by which the bill passed its third reading, and to lay that motion on the table. On the motion to table Mr. Ormond demanded the ayes and noes. The call was not sustained, and the motion to table the motion to reconsider prevailed.

THE SPECIAL ORDER,

being the election of eight trustees of the University, was announced and a message was sent to the Senate informing that body of the readiness of this body to go into an election. Nominations were declared in order and Mr. Pinnix put in nomination the following gentlemen:

W. L. Sannders, of Wake county; D. M. Carter, of Wake; G. V. Strong, of Wake; W. B. Lynch, of Alamanee; D. B. Long, of Alamance; J. D. Cameron, of Orange; Thomas Sparrow, of Beaufort; Bryan Grimes, of Pitt.

Mr. Lloyd nominated G. Z. French, of Pender, and James B. Wilson, of New Hanover.

Mr. Ormond nominated T. R. Purnell, of Wake

Mr. Cale nominated W. L. Martin, of Pasquotank.

Mr. Bryan nominated O. H. Dockery, of Richmond, and S. G. Colbrane, of Wilkes.

Mr. Lineback nominated R. L. Patterson, of Forsythe.

A message was transmitted to the Senate informing that body of the nominations made by the House, and also that Messrs. King, and Wilson, of New Hanover were appointed to superintend the election.

On motion of Mr. Pinnix, the House ordered that the same rule be observed as in the previous election for trustees.

The House proceeded to vote and the Speaker announced that the vote would be declared to-morrow.

A message was received from the Senate informing the House that the Senate would proceed to fill the vacancy in the board of trustees of the University, occasioned by the removal of the Hon Louis Hilliard from the State, and had put in nomination R. R. Bridgers, of New Hanover.

A message was sent to the Senate concurring in the proposition of that body, and informing it that the House would at once go into said election, and that R. R. Bridgers, of New Hanover, George Davis, of New Hanover and Stewart

L. Johnston, of Washington, were in nomination, and that Messrs. Ormond and Henderson were appointed to superintend the election.

The election was had and the Speaker announced that the result would be declared to-morrow.

By consent, Mr. Staples introduced a bill to amend section 12, chapter 105, Battle's Revisal, in relation to salaries and fees.

On his motion the rules were suspended and the bill put upon its several readings and passed, and was ordered to be sent to the Senate, without engrossment

H. R. 184, a resolution in relation to justices of the peace, was put on its adoption and passed, and was ordered to be sent to the Senate without engrossment.

S. B. 603, H. B. 716, a bill concerning burnt records in Greene county, was put on its several readings and passed, and was ordered to be enrolled for ratification.

S. B. 607, H. B. 681, a bill to organize a government for the city of Wilmington, was put on its third reading and passed by the following vote, and was ordered to be returned to the Senate with engrossed amendments:

Affirmative—Messrs. Abbott, Austin, Beam, Braswell, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Harriss, Henderson, Horton, Houk, Hughes, Jarvis, Kenan, Lindsay, M'Brayer, McCubbins, McGehee, McClure, McRae, Maddrey, Moring, Morris Moseley, Moye, Ransom, Richardson, Rowland, Ryals, Sams, Shackelford, Sharpe, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan, Wilson of Burke and Yount—58.

Negative—Messrs. Bagley, Bledsoe, Bryant, Bunn, Cale, Clarke of Craven, Davis of Lenoir, Ennis, Ewing, Harrison, Haynes, Johnson of Warren, Johnston of Washington, Lloyd, Ormond, Reynolds, Rogers, Simmons, Ward of Chowan and Ward of Bertie—20.

Mr Cooper moved that S. R. 38 be referred to the committee on the judiciary, and it was so ordered by the House.

On motion of Mr. Wilson, of New Hanover, the vote by which S. B. 607 passed its third reading was reconsidered, and he then offered the following amendment:

In section 11 strike out all after the word "recognizance" down to and including the words "assessing the same."

[Mr. Kenan moved to lay the motion to reconsider on the table, and the motion prevailed.]

H. B. 707, a bill to amend the laws relating to the town of Tarboro, was put on its third reading.

Mr. Singeltary offered the following amendment:

The commissioners may levy a tax not exceeding one per cent. on gross receipts on any express or telegraph compa, ny doing business in the town, collectable quarterly in the manner and under the rules and penalty prescribed for the tax on merchandise.

The amendment was adopted, and the bill passed its third reading by the following vote, and was ordered to be sent to the Senate without engrossment:

Affirmative—Messrs. Abbott, Austin, Beam, Braswell, Brown, Carter of Hyde, Clark of Bladen, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Gaither, Geoffroy, Godwin, Harriss, Hartsell, Henderson, Horton, Houk, Hughes, Jarvis, Kenan, King, Leach, Lindsay, M'Brayer, McCubbins, McGehee, McLean, McClure, McRae, Moring, Morris, Moseley, Moye, Pinnix, Ransom, Richardson, Rowland, Ryals, Sams, Sharpe, Singeltary, Simpson, Smith, Stephenson, Swaim, Todd of Ashe, Vaughan, Wilson of Burke, Wilson of Transylvania, Winslow and Yount—57.

Negative—Messrs. Bagley, Bledsoe, Bryant, Cale, Clarke of Craven, Ennis, Ewing, Harrison, Haynes, Hood, Johnson of Warren, Johnston of Washington, Lloyd, Ormond, Rogers, Scott, Simmons, Ward of Chowan, Ward of Bertie and Wilson of New Hanover—20.

Leave was granted to Mr. McLean to record his vote in the affimative on S. B. 607; to Mr Wilson, of New Hanover, in the negative on the same bill, and to Mr. Hughes to record his vote in the negative in the vote on the third reading of H. B. 710.

S. B. 573, H. B. 655, a bill to authorize Rutherford county, and other municipal corporations to subscribe to railroad corporations, was put on its third reading and passed by the following vote, and was ordered to be enrolled for ratification:

Affirmative—Messrs. Allen, Austin, Beam, Bledsoe, Braswell, Brown, Bryant, Clark of Bladen, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Geoffroy, Godwin, Harrison, Harriss, Hartsell, Haynes, Henderson, Hood, Horton, Houk, Hughes, Jarvis, Kenan, King, Lindsay, Lineback, M'Brayer, McCubbins, McGehee, McClure, McRae, Maddrey, Moring, Morris, Moseley, Moye, Ormond, Pinnix, Ransom, Roberts, Rowland, Ryals, Sams, Scott, Sharpe, Singeltary, Simpson, Stephenson, Swaim, Todd of Ashe, Vaughan, Ward of Chowan, Ward of Bertie, Wilson of Burke, Winslow and Yount—65.

Negative-None.

S. B. 521, H. B. 616, a bill to amend the charter of the town of Lexington, was put on its third reading and passed by the following vote, and was ordered to be enrolled for ratification:

Affirmative—Messrs. Allen, Abbott, Austin, Beam, Braswell, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Council, Davis of Haywood, Dillard, Fagan, Fennell, Fox, Gaither, Geoffroy, Harriss, Hartsell, Haynes, Henderson, Horton, Jarvis, Kenan, King, Lindsay, Lineback, Lloyd,

M'Brayer, McCubbins, McGehee, McClure, McRae, Maddrey, Moring, Morris, Moseley, Moye, Ormond, Parish, Pinnix, Ransom, Roberts, Rowland, Ryals, Sams, Scott, Sharpe, Singeltary, Simpson, Smith, Staples, Stephenson, Todd of Ashe, Vaughan, Ward of Bertie, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow and Yount—61.

Negative—Messrs. Bledsoe, Bryant, Davis of Lenoir, Ennis, Ewing, Hood and Powell—7.

H. B. 700, a bill to authorize the board of commissioners of Yadkin county to levy a special tax and issue bonds to pay the debt of said county, was put on its second reading and passed by the following vote:

Affirmative—Messrs. Allen, Austin, Bagley, Beam, Bledsoe, Braswell, Brown, Bryant, Cale, Carter of Buncombe, Clark of Bladen, Clarke of Craven, Cooper, Council, Davis of Haywood, Davis of Lenoir, Dillard, Dunlap, Ennis, Ewing, Fennell, Fox, Geoffroy, Godwin, Harrison, Harriss, Hartsell, Haynes, Henderson, Hood, Horton, Houk, Johnson of Warren, Johnston of Washington, King Lindsay, Lineback, M'Brayer, McCubbins, McGehee, McClure, McRae, Maddrey, Moring, Morris, Moseley, Moye, Ormond, Pinnix, Reynolds, Richardson, Roberts, Rowland, Ryals, Sams, Simmons, Simpson, Stephenson, Todd of Ashe, Ward of Chowan, Ward of Bertie, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow and Yount—66.

Negative—Messrs. Bunn and Sharpe—2.

A message was received from the Senate informing the House that the Senate had concurred in the House resolution in relation to justices of the peace, and had appointed as the Senate branch of said committee, Messrs. Robinson, Coke, Sandifer, Dockery and Hughes.

The Speaker announced the following gentlemen as the House branch of the same committee: Messrs. Pinnix, Henderson, Roberts, Wilson, of Burke, Moring, Purnell, Bagley and Heap.

On motion of Mr. Bledsoe, the House adjourned until half-past 7 o'clock to-night.

EVENING SESSION.

House of Representatives, March 2nd, 1877.

The House was called to order at half-past 7 o'clock. Mr. Speaker Price in the chair.

S. B. 497, H. B. 614, a bill to amend the charter of the town of Nashville, Nash county, was put on its second reading and passed by the following vote:

Affirmative—Messrs. Allen, Abbott, Austin, Beam, Braswell, Brown, Bryant, Cale, Clark of Bladen, Clarke of Craven, Council, Dillard, Dunlap, Ennis, Ewing, Fagan, Fox, Harrison, Harriss, Haynes, Henderson, Hill, Hood, Horton, Houk, Jarvis, Johnson of Warren, Kenan, King, Leach, Lindsay, Lineback, Lloyd, M'Brayer, McCubbins, McGehee, McIver, McClure, McRae, Maddrey, Moring, Morris, Moseley, Moye, Peel, Pinnix, Proffitt, Ransom, Reynolds, Richardson, Roberts, Rogers, Sams, Shackelford, Singeltary, Simpson, Swaim, Todd of Ashe, Ward of Chowan, Ward of Bertie, Wilson of Burke, Wilson of New Hanover, Winslow and Yount—66.

Negative-None.

S. B. 725, H. B. 722, a bill supplemental to an act passed the present session of the General Assembly, to prohibit the sale of liquor near Salem and Winston, &c., was put on its second reading.

Mr. Lineback offered the following amendment as an additional section:

"That this act shall include dealers in ale, porter, lager beer, brandy peaches, brandy cherries, alcohol, and other spirituous liquors; that owners of drug stores shall be included in the provisions of this bill, except upon the qualified certificate of a graduated practicing physician that liquor is needed for, and is to be used as medicine; *Provided*, That on each application to a druggist for spirituous liquors the certificate must be renewed."

Upon the adoption of the amendment Mr. Lineback demanded the ayes and noes. The call was sustained and the amendment was rejected by the following vote:

Affirmative—Messrs. Allen, Austin, Beam, Braswell, Brown, Bryant, Cale, Clark of Bladen, Clarke of Craven, Davis of Haywood, Davis of Lenoir, Ennis, Ewing, Fagan, Fennell, Harrison, Haynes, Hill, Hood, Horton, Houk, Johnson of Warren, Lineback, Lloyd, McClure, McRae, Moye, Proffitt, Reynolds, Rogers, Rowland, Shackelford, Simmons, Ward of Chowan, Ward of Bertie, Wilson of Burke and Wilson of New Hanover—37.

Negative—Messrs. Abbott, Carter of Buncombe, Carter of Hyde, Cobb, Cooper, Council, Dillard, Dunlap, Fox, Gaither, Godwin, Harriss, Hartsell, Henderson, Kenan, King, Leach, Lindsay, M'Brayer, McCubbins, McGehee, McIver, Maddrey, Moring, Morris, Moseley, Parish, Peel, Pinnix, Ransom, Richardson, Roberts, Sams, Sharpe, Singeltary, Simpson, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan, Winslow and Yount—44.

Mr. Moring offered the following amendment:

Amend the supplemental bill by striking out the new section contained therein, and substituting therefor the following:

That in ascertaining the distance from the Salem Female

Academy to any other point, the line shall be run from the northwest corner of said Female Academy.

The amendment was adopted, and the question recurred on the passage of the bill, on its second reading as amended, upon which Mr. Lineback demanded the ayes and noes.

The call was sustained and the bill passed by the following vote:

Affirmative—Messrs. Abbott, Austin, Beam, Braswell, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Dillard, Dunlap, Ewing, Fagan, Fennell, Fox, Gaither, Godwin, Harrison, Harriss, Hartsell, Henderson, Horton, Houk, Jarvis, Kenan, King, Leach, Lindsay, M'Brayer, McCubbins, McGehee, McIver, McRae, Maddrey, Moring, Morris, Moseley, Moye, Parrish. Peel, Pinnix, Proffitt, Ransom, Richardson, Roberts, Rowland, Sams, Singeltary, Simpson, Stephenson, Swaim, Todd of Ashe, Vaughan, Wilson of Burke, Winslow and Yount—58.

Negative—Messrs. Allen, Bagley, Brown, Bryant, Clarke of Craven, Davis of Lenoir, Ennis, Haynes, Hill, Hood, Johnson of Warren, Lineback, Reynolds, Scott, Simmons, Ward of Chowan, Ward of Bertie and Wilson of New Hanover—19.

S. B. 608, H. B. 729, a bill to incorporate the Charlotte Compress Company, was put on its several readings and passed, and was ordered to be enrolled for ratification.

S. B. 578, H. B. 720, a bill to amend [the charter of] the town of Reidsville, in Rockingham county, was put on its several readings and passed, and was ordered to be enrolled for ratification

S. B. 429, H. B. 679, a bill to amend chapter 201, laws of 1874–'75, entitled an act providing a fence law for the counties of Anson, Union and Guilford, was put on its second reading.

Mr. Austin moved to amend by striking out Union and Anson counties.

The amendment was accepted and the bill, as amended,

was put on its second reading and passed by the following vote:

Affirmative—Messrs. Allen, Austin, Brown. Bryant, Cale, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Harrison, Harriss, Hartsell, Haynes, Henderson, Hill, Horton, Houk, Hughes, Jarvis, Johnson of Warren, Kenan, Lindsay, Lineback, Lloyd, M'Brayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Maddrey Morris, Moseley, Moye, Parish, Peel, Pinnix, Proffitt, Ransom, Reynolds, Richardson, Roberts, Rogers, Rowland, Ryals, Sams, Scott, Sharpe, Singeltary, Simpson, Stephenson, Swaim, Ward of Chowan, Wilson of Burke and Yount—66.

Negative—Messrs. Clarke of Craven, Davis of Lenoir, Ennis, Ewing, Hood, Simmons, Todd of Ashe and Winslow—8.

S. B. 412, H. B. 502, a bill to provide for the repairs of the quarantine hospital at Smithville, was put on its second reading.

Mr. Wilson, of New Hanover, offered the following amendment:

"That all bills of repairs be approved by the quarrantine commission."

The amendment was adopted, and the bill, as amended, passed its second reading and was put on its third reading and passed, and was ordered to be sent to the Senate with engrossed amendments.

S. B. 243, H. B. 297, a bill to require beef cattle carried to the town of Wilmington to be weighed, was put on its second reading.

The amendment of the committee was adopted and, the bill, as amended, passed its several readings and was ordered to be sent to the Senate with engrossed amendments.

THE SPECIAL ORDER,

H. B. 264, a bill to provide for the work on the Western Insane Asylum, was announced.

S. B. 459, H. B. 682, was put forward as a substitute, and on motion of Mr. Moring, H. B. 264 was laid on the table.

The question was upon the passage of S. B. 459, on its second reading.

Mr. Vaughan offered the following amendment, which was accepted:

Amend by striking out after the word "convict," the words "who can be spared, and who have not been assigned to other works."

Mr. Todd, of Ashe, offered the following amendment:

Strike out after the words "\$30,000," and insert "\$500 to keep it covered with boards."

The amendment was rejected.

Mr. Hill offered the following amendment, which was adopted:

"Provided, one of said commissioners shall be of a different political party."

Mr. Harrison offered the following amendment, which was rejected.

Amend by striking out "\$30,000" and insert in lieu thereof, "\$10,000."

Mr. Todd, of Ashe, moved to indefinitely postpone the

bill. Upon which motion Mr. Vaughan demanded the ayes and noes. The call was sustained and the House refused to postpone by the following vote:

Affirmative—Messrs. Abbott, Beam, Braswell, Bunn, Carter of Hyde, Cobb, Davis of Lenoir, Dillard, Ennis, Ewing, Fox, Harrison, Hartsell, Hood, Hughes, Kenan, King, Lindsay, Maddrey, Moseley, Moye, Peel, Ransom, Shackelford, Todd of Ashe, Vaughan, Wilson of Transylvania, and Winslow—28.

Negative—Messrs. Allen, Austin, Bagley, Bledsoe, Brown, Bryant, Bryson, Cale, Carter of Buncombe, Clark of Bladen, Clarke of Craven, Council, Crews, Davis of Haywood, Dunlap, Fagan, Fennell, Gaither, Geoffroy, Godwin, Harriss, Henderson, Hill, Horton, Houk, Jarvis, Johnson of Warren, Leach, Lineback, Lloyd, M'Brayer, McCubbins, McGehee, McLean, McClure, McRae, Moring, Morris, Ormond, Parish, Pinnix, Proffitt, Reynolds, Richardson, Roberts, Rogers, Rowland, Ryals, Sams, Scott, Sharpe, Simmons, Singeltary, Simpson, Spake, Staples, Stephenson, Swaim, Ward of Chowan, Ward of Bertie, Wilson of Burke, Wilson of New Hanover, and Yount—63.

Mr. Davis, of Haywood, offered an amendment which the Speaker ruled out of order.

Mr. Henderson demanded the previous question on the passage of the bill on its second reading. The call was not sustained, and the question was then upon the passage of the bill on its second reading, upon which Mr. Todd, of Ashe, demanded the ayes and noes. The call was sustained and the bill failed to pass by the following vote:

Affirmative—Messrs. Brown, Carter of Buncombe, Cooper, Council, Davis of Haywood, Dunlap, Fagan, Fennell, Gaither, Godwin, Harriss, Henderson, Hill, Leach, Lineback, Lloyd, M'Brayer, McCubbins, McClure, McRae, Moring, Morris, Ormond, Parish, Pinnix, Proffitt, Richardson, Roberts, Rowland, Ryals, Sams, Sharpe, Simmons, Singeltary, Simpson,

Staples, Stephenson, Swaim, Wilson of Burke, Wilson of Transylvania, and Yount—41.

Negative—Messrs. Allen, Abbott, Austin, Bagley, Beam, Bledsoe, Braswell, Bryant, Bryson, Bunn, Cale, Carter of Hyde, Clark of Bladen, Clarke of Craven, Cobb, Crews, Davis of Lenoir, Dillard, Ennis, Ewing, Fox, Harrison, Hartsell, Haynes, Hood, Horton, Houk, Hughes, Jarvis, Johnson of Warren, Kenan, King, Lindsay, McGehee, McLean, Maddrey, Moseley, Moye, Peel, Ransom, Reynolds, Rogers, Todd of Ashe, Vaughan, Ward of Chowan, Ward of Bertie, Wilson of New Hanover, and Winslow—48.

Mr. Staples moved to reconsider the vote by which the bill failed to pass its second reading.

Mr. Harrison moved to lay the motion to reconsider on the table, and the motion was lost.

Reconsideration was had, and the bill was again put on its second reading, upon which Mr. Todd, of Ashe, demanded the ayes and noes.

The call was sustained, and the bill passed by the following vote:

Affirmative—Messrs. Bledsoe, Brown, Bryant, Carter of Buncombe, Council, Davis of Haywood, Dunlap, Figur, Fennell, Gaither, Godwin, Harriss, Haynes, Henderson, Houk, Leach, Lineback, Lloyd, M'Brayer, McCubbins, McGehee, McLean, McClure, McRae, Moring, Morris, Ormond, Parish, Pinnix, Proffitt, Richardson, Roberts, Rowland, Ryals, Sams, Sharpe, Singeltary, Simpson, Staples, Stephen son, Swaim, Wilson of Burke, Wilson of Transylvania and Yount—45.

Negative—Messrs. Allen, Abbott, Austin, Bagley, Beam, Braswell, Cale, Carter of Hyde, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Crews, Davis of Lenoir, Dillard, Ennis, Ewing, Fox, Harrison, Hartsell, Hood, Horton, Hughes, Jarvis, Kenan, King, Lindsay, Maddrey, Moseley, Moye, Peel, Ransom, Reynolds, Rogers, Simmons, Todd of Ashe, Vaughan, Ward of Chowan, Ward of Bertie, Wilson of New Hanover and Winslow—42.

On motion of Mr. Wilson, of Burke, the bill was made the special order for 12 o'clock Wednesday, March 7th.

Mr. Pinnix gave a notice in regard to the appointment of magistrates, being in the nature of a report from the joint committee on the appointment of magistrates.

Mr. Bryan was substituted on said committee in place of Mr. Heap.

Mr. Lloyd introduced a bill to incorporate Lane Grove Church, in Grant township, Pender county, which was referred to the committee on corporations.

Mr. Pinnix, from the committee on penal institutions, reported on S. B. 311, H. B. 657, a bill in relation to the several penal and charitable institutions of the State, with an amendment, and recommending the adoption of the bill with the adoption of the amendment.

Mr. M'Brayer, from the committee on military affairs, reported on H. R. 185, a resolution in relation to public arms, recommending its passage.

Mr. Beam moved to adjourn until to-morrow morning at 10 o'clock.

Mr. Ormond moved to amend by substituting half-pastten, which was accepted, and the House adjourned to that hour.

SEVENTY-FOURTH DAY.

House of Representatives, Saturday, March 3, 1877.

The House was called to order at half-past 10 o'clock. Mr. Speaker Price in the chair. The journal of yesterday was approved.

INTRODUCTION OF PETITIONS.

By Mr. Duggan: A petition from sundry citizenss of Edgecombe county in reference to prohibition of the sale of liquor, which was referred to the committee on propositions and grievances.

By Mr. Haynes: A petition from certain citizen of Yadkin county, asking the confirmation of the line between Forbush and Liberty townships, which was referred to the committee on counties, cities, towns and townships.

REPORTS OF COMMITTEES.

Mr. Henderson, from the committee on covporations, reported favorably on S. B. 616, H. B. 771, a bill to be entitled an act to incorporate the town of Enochville, Rowan county.

Mr. Moye, from the same committee, reported favorably the following bills:

S. B. 712, H. B. 767, a bill to be entitled an act to incorporate Moravian Falls Academy, in Wilkes county;

S. B. 715, H. B. 766, a bill to be entitled an act to incor-

porate Cumberland Lodge No. 5, Knights of Pythias, in the town of Fayetteville.

Mr. Ransom, from the committee on education, reported favorably on the the following bills:

H. B. 690, an act to enable the Board of Education to create a fund for educational purposes by making marketable certain lands by reclamation;

S. B. 472, H. B. 774, a bill to be entitled an act to establish normal schools; and favorably on Senate amendments to H. B. 233, S. B. 516, a bill to be entitled an act to authorize towns or cities of 5,000 inhabitants and upwards to levy taxes for the support of graded public schools; and unfavorably on H. B. 751, a bill to prohibit the trachers of public schools from making charge of extra unition on scholars after the same has been paid out of the public school fund.

Mr. Wilson, of Burke, from the committee on corporations, reported favorably on S. B. 700, H. B. 764, a bill to be entitled an act to amend the charter of the town of Edenton.

Mr. Todd, of Ashe, from the same committee, reported favorably on the following bills:

S. B. 678, H. B. 763, a bill to be entitled an act to change the boundaries of the town of Elizabeth City;

S. B. 711, H. B. 770, a bill to be entitled an act to incorporate the Suffolk & Albemarle Sound Railway Company.

Mr. Beam from the same committee, reported favorably on H. B. 758, an act to incorporate the Statesville and Taylorsville Road, Locomotive and Transportation Company.

Mr. Kenan, from the committee on propositions and grievances, reported favorably on H. B. 671, a bill to be entitled an act to regulate the seines and nets used for fishing in certain waters of this State; also on S. B. 550, H. B. 730, a bill to be entitled an act to prohibit the sale of in-

toxicating liquors in certain localities, submitting a substitute and recommending, with the adoption of the substitute, that the bill do pass.

Mr. Carter, of Buncombe, from the judiciary communittee, reported favorably on 5. B. 575, H. B. 647, a bill to be entitled an act to amend chapter 85, Battle's Revisal.

Mr. Henderson, from the same committee, reported unfavorably on H. B. 176, a bill to be entitled an act to modify and change article 7 of the Constitution of North Carolina.

Mr. Henderson, from the committee on corporations, reported favorably on the following bills:

S. B. 694, H. B. 765, a bill to be entitled an act to change the time of holding the municipal elections of the town of Elizabeth City, and on S. B. 658, H. B. 769, a bill to be entitled an act to incorporate the town of Yanceyville.

Mr. Shackelford, from the committee on engrossed bills, reported to following bills and amendments to have been correctly engrossed, and they were transmitted to the Senate for concurrence:

H. B. 500, a bill to be entitled an act to ratify the action of the commissioners of Henderson county in establishing Clear Creek township, and certain township lines;

H. B. 627, a bill to be entitled an act to require the Treasurers of Martin, Cherokee and Graham counties to pay county orders according to number;

Engrossed amentments to S. B. 607, H. B. 681, a bill to be entitled an act to organize a government for the city of Wilmington.

The following bills and resolutions, reported as correctly eurolled by committee on enrolled bills, were duly ratified and transmitted to the Senate:

S. B. 568, H. B. 648, an act to levy a special tax in the county of Cabarrus, and for other purposes;

H. B. 777, S. B. 794, an act to amend section 12, of chapter 105, Battle's Revisal;

H. B. 513, S. B. 689, an act to prevent live stock from running at large within the counties of Rowan and Cabarrus and a portion of the county of Iredell;

S. R. 295, H. R. 130, resolution of instruction to the Keeper of the Capital;

S. B. 458, H. B. 570, an act to establish courts inferior to the Supreme Court, to be styled Inferior Courts;

H. B. 734, S. B. 769, an act to provide for the publication and sale of the Supreme Court Reports, amendatory of section 10, chapter 105, of Battle's Revisal;

H. R. 784, S. R. 795, resolution in relation to justices of peace;

S. B. 175, H. B. 526, an act in relation to the probate o deeds and conveyances, and the privy examination of married women;

S. B. 521, H. B. 616, an act to amend the charter of the town of Lexington, in the county of Davidson;

S. B. 573, H. B. 655, an act to authorize Rutherford county and other municipal corporations to subscribe to railroad stock;

H. B. 582, S. B. 707, an act to change the county line between the counties of Watauga, Wilkes and Ashe;

S. B. 403, H. B. 532, an act to incorporate the board of Trustees of Lillington Academy, in the county of Pender;

H. B. 594, S. B. 744, an act to change a portion of the dividing line between Hertford and Bertie counties.

Subsequently, by consent, Mr. Henderson, from the committee on conference, to whom was referred H. B. 320, S. B. 427, a bill to be entitled an act to amend section 16, chapter 14, of Battle's Revisal, made a report recommending concurrence in the Senate amendments.

INTRODUCTION OF RESOLUTIONS.

The following resolutions were introduced, read the firsttime and placed on the calendar:

By Mr. Simmons: A resolution in regard to the convicts employed on the various State works.

By Mr. McBrayer: A resolution in favor of J. D. Stanford, chairman of the special committee appointed to visit Tarboro and other places.

INTRODUCTION OF BILLS.

The following bill were introduced, read the first time and referred as follows:

By Mr. McBrayer: A bill to authorize the depositions of attorneys to be taken in certain cases, which was referred to the judiciary committee.

By Mr. McBrayer: A bill to further improve the law of evidence, which was referred to the committee on the judiciary.

By Mr. Haynes: A bill to confirm a change of the line between Forbush and Liberty townships, in Yadkin county, which was referred to the committee on counties, cities, towns and townships.

By Mr. Davis, of Lenoir, A bill reducing the corporate limits of the town of LaGrange in the county of Lenoir, which was referred to the committee on corporations.

By Mr. Austin: A bill to be entitled an act to incorporate Mill Creek Baptist Church in the county of Union, which was referred to the committee on corporations.

A message was received from the Senate transmitting the following bills, which were read by their titles, and referred as follows:

S. B. 734, a bill to incorporate the Dan River Coal and

Mining Company. Referred to the committee on corporations.

- S. B. 727, a bill to amend section 74, of the Code of Civil Procedure in other particulars. Referred to the judiciary committee.
- S. B. 730, a bill to provide for the means of government for the State penitentiary. Referred to the committee on penal institutions.
- S. B. 736, a bill to be entitled an act to amend section 229, a chapter 17, Battle's Revisal. Referred to the judiciary committee.
- S. B. 625, a bill to amend chapter 83, Battle's Revisal. Referred to the judiciary committee.
- S. B. 535,a bill for the relief of the sureties of T. F. Lee. Referred to the committee on propositions and grievances.
- S. B. 761, a bill to be entitled an act supplemental to an explanitory of an act to provide for the speedy completion of the Western North Carolina Railroad, passed at the present session of the General Assembly. Referred to the committee on corporations.
- S. B. 610, a bill to amend chapter 235, laws of 1869-70. Referred to the judiciary committee.
- S. B. 669, a bill to incorporate the North Carolina Students' Aid Association, which was referred to the committee on corporations.

A message was also received from the Senate transmitting the following bills, which were read by their titles and referred as follows:

- S. B. 709, a bill for the removal of the county seat of Johnston county. Referred to the committee on counties, cities, towns, &c.
- S. B. 765, a bill to prohibit the sale of liquor in Franklin, Macon county. Referred to the committee on propositions and grievances.
 - S. B. 695, a bill to establish Neuse river township, in

Wake county. Referred to the committee on counties, cities, &c.

S. B. 778, a bill to make Haw river a lawful fence. Referred to the committee on propositions and grievances.

- S. B. 661, a bill to incorporate Chapel Hill Iron Mountain Railroad Company. Referred to the committee on corporations.
- S. B. 585, a bill to amend Battle's Revisal, concerning lunatics. Referred to the committee on the judiciary.
- S. B. 779, a bill to amend section 1, chapter 6, laws of 1870-'71, referred to the committee on judiciary.
- S. B. 634, a bill in relation to the State penitentiary. Referred to the committee on the judiciary.
- S. B. 792, a bill to define the jurisdiction of judges of Superior Courts in granting injunctions. Referred to the committee on the judiciary.
- S. B. 745, a bill to create a new township in Halifax county. Referred to the committee on counties, cities, &c.
- S. B. 697, a bill to regulate the sale of liquor in Barton's Creek and New Light townships. Referred to the committee on propositions and grievances.
- S. R. 762, a resolution in favor of H. L Watson. Referred to the committee on propositions and Grievances.
- S. B. 645, a bill to restrict the commissioners of Pender county. Referred to the committee on the judiciary.
- S. B. 735½, a bill to canal Goshen Swamp, Duplin county. Referred to the committee on railroads, post roads, &c.
- S. B. 632, a bill to give proper publicity to legal notices. Referred to the committee on Finance.
- S. B. 735, a bill to create a new township in Greene county. Referred to the committee on propositions and grievances.
- S. B. 748, a bill to provide for the holding of May term, Pitt Superior Court. Referred to the judiciary committee.

S. B. 721, a bill to amend section 119, chapter 33, of Battle's Revisal. To the same committee.

S. B. 747, a bill to amend chapter 1, of laws of 1875, which was referred to the committee on the judiciary.

A message was received from the Senate transmitting Senate amendments to H. B. 515, a bill to prevent the exportation of patridges.

Senate amendments to H. B. 567, a bill to incorporate the Polk county Narrow Gauge Railroad Company;

Senate amendments to H. B. 511, a bill to regulate the manner of making election returns:

Senate amendments to H. B. 357, a bill to lay out and construct a public road from Phineas Horton's, in Wilkes county, to Deep Gap of the Blue Ridge;

Senate amendments to H. B. 458, a bill to remove obstructions and provide for the passage of fish in the Catawba river.

The amendments were concurred in by the House and ordered to be enrolled for ratification.

LEAVE OF ABSENCE

was granted to 'Messrs. Spake, Braswell and Peel, until Monday.

The Speaker put the following bill on their several readings, and they passed, and were ordered to be sent to the Senate without engrossment:

H. B. 746, a bill to establish a new township, in the county of Halifax;

H. B. 779, a bill to divide the townships of Averasboro and Buckhorn, in the county of Harnett;

H. B. 626, a bill to prevent the hauling of seines in Tarriver upon certain days;

H. B. 724, a bill to indemnify Polk county for the support of a certain lunatie;

H. B. 552, a bill to allow a tax collector for the town of Concord to collect arrears of taxes;

H. B. 666, a bill to amend the charter of the town of Concord;

H. B. 735, a bill to incorporate the town of Swansboro, in the county of Onslow;

H. B. 605, a bill to allow distillers to sell the produce of their stills in the town of Mt. Airy;

H. B. 643, a bill to prevent the felling of trees within the high water mark of Fisher's river, in Surry county.

H. B. 581, a bill to authorize New Hanover county, to levy a special tax, was put on its third reading and passed by the following vote:

Affirmative—Messrs. Allen, Anstin, Bagley, Baxter, Beam, Bledsoe, Brown, Bryant, Bryson, Cale, Carter of Buncombe, Clark of Bladen, Clarke of Craven, Cooper, Council, Crews, Davis of Haywood, Davis of Lenoir, Dillard, Duggan, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Gaither, Godwin, Harriss, Hartsell, Haynes, Henderson, Hood, Horton, Houk, Hughes, Jarvis, King, Leach, Lindsay, Lineback, Lloyd, McBrayer, McCubbins, McIver, McLean, McClure, McRae, Maddrey, Moring, Morris, Moye, Ormond, Parish, Peel, Pinnix, Proffitt, Ransom, Reynolds, Richardson, Roberts, Rogers, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Simmons, Singeltary, Simpson, Smith, Spake, Stephenson, Todd of Ashe, Ward of Bertie, White, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow and Yount—81.

Negative-Mr. Powell.

The following bills were taken up and passed their several readings, and were ordered to be enrolled for ratification:

S. B. 712, H. B. 767, a bill to incorporate Moravian Falls Company, in Wilkes county.

S. B. 616, H. B. 771, a bill to incorporate the town of Enochville, in Rowan county.

S. B. 613, H. B. 715, a bill to amend section 361, of the Code of Civil Proceedure.

S. B. 368. H. B, 608, a bill to regulate proceedings against owners of mill-dams for injuries done by them, was put on its several readings.

The question was upon the amendments offered by the committee, which were adopted, and the bill as amended, passed and was ordered to be sent to the Senate with engrossed amendments.

H. B. 755, a bill to establish a ferry, in the counties of Davidson and Davie, was taken up and passed its several readings.

H. B. 558, a bill to amend chapter 20, section 50, of laws of special session of 1868, was taken up and passed its several readings.

The question of concurrence was put on the Senate amendments to H. B. 369, a bill to locate a permanent seat of government for the county of Pender.

Mr. McBrayer moved to take up the amendments to the the bill separately, which was adopted.

On the consideration of the amendments on the call of Mr. McBrayer, the previous question was ordered.

The first amendment of the Senate was concurred in.

The House refused to concur in the second, and a message was sent to the Senate informing that body of the refusal of the House to concur and asking a committee of conference.

The question was put upon the concurrence in the Senate amendments to H. B. 202, a bill to incorporate the town of Sparta, in the county of Edgecombe.

Concurrence was had and the bill was ordered to be enrolled for ratification.

On motion of Mr. McGehee, the agricultural bill was made the special order for Thursday at 11 o'clock.

On motion of Mr. Vaughan, the bill dividing the State

into nine judicial districts was made the special order for Monday morning at half-past 1+ o'clock.

On motion of Mr. Staples, the bill introduced by him to amend the constitution was made the special order for Monday at half-past 11 o'clock.

On motion of Mr. Henderson, the bill for the speedy completion of the Western Insane Asylum was made the special order for Monday night.

S. B. 728, H. B. 713, a bill to repeal chapter 66, laws of 1874-775, was put on its second reading and failed to pass.

On motion reconsideration was had, and the bill was again put on its readings and passed, and was ordered to be enrolled for ratification.

S. B. 420, H. B. 786, a bill to amend the charter of the city of Raleigh, was put on its second reading and passed and went to its third reading.

Mr. Ormond demanded the ayes and noes.

The call was sustained and the bill passed by the following vote, and was ordered to be enrolled for ratification:

Affirmative—Messrs. Abbott, Austin, Beam, Brown, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Gaither, Geoffroy, Godwin, Harriss, Hartsell, Haynes, Henderson, Horton, Houk, Jarvis, Kenan, Leach, Lindsay, McBrayer, McCubbins, McGehee, McIver, McClure, McRae, Maddrey, Morris, Moye, Peel, Powell, Proffitt, Ransom, Richardson, Roberts, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Spake, Stephenson, Todd of Ashe, Vaughan, Wilson of Burke, Winslow and Yount—61.

Negative—Messrs. Allen, Bagley, Bledsoe, Bryant, Bunn, Cale, Cary, Clarke of Craven, Crews, Davis of Lenoir, Ennis, Ewing, Harrison, Haynes, Lineback, Lloyd, Ormond, Reynolds, Simmons, Ward of Chowan, Ward of Bertie-

White, Wilson of New Hanover, and Wilson of Transyl, vania—25.

H. B. 593, a bill to authorize New Hanover county to fund its floating debt, was passed by the following vote, and was ordered to be engrossed and sent to the Senate:

Affirmative—Messrs. Allen, Austin, Bagley, Beam, Bledsoe, Brown, Bryant, Bryson, Bunn, Cale, Carter of Buncombe, Carter of Hyde, Cary, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Crews, Davis of Haywood, Dillard, Duggan, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox Gaither, Geoffroy, Godwin, Harrison, Harriss, Hartsell, Haynes, Henderson, Hood, Horton, Jarvis, Leach, Lindsay, Lineback, Lloyd, McBrayer, McCubbins, McGehee, McClure, McRae, Maddrey, Morris, Moye. Ormond, Peel, Powell, Proffitt, Ransom, Reynolds, Richardson, Roberts, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Simmons, Singeltary, Simpson, Smith, Spake Stephenson, Todd of Ashe, Vaughan, Ward of Chowan, White, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow and Yount—81.

Negative-None.

S. R. 641, H. R. 183, a resolution in favor of W. H. Sykes, late Sheriff of Bladen county, was put on its several readings and passed, and was ordered to be enrolled for ratification.

The following bills were taken up, passed their several readings and were ordered to be transmitted to the Senate without engrossment:

H. B. 665, a bill to incorporate the Wilmington Compress and Warehouse Company.

H. R. 185, a resolution in relation to the public arms.

H. B. 568, a bill to change the dividing line between Blue Springs and Lumber Bridge townships, in the county of Robeson. Mr. Carter introduced a resolution looking to the allotment of judicial powers among the several courts of the State, which, on his motion, was put at once on its readings and adopted and ordered to be sent to the Senate without engrossment.

A communication was received from His Excellency, the Governor, in relation to appropriations for the Institution for the Deaf, Dumb and Blind, which, on motion, was transmitted to the Senate with a proposition to print.

S. B. 642, H. B. 677, a bill to incorporate the town of Stoneville, in the county of Rockingham, was passed and ordered to be enrolled for ratification.

S. B. 660, H. B. 665, a bill to incorporate the trustees of Wentworth Male Academy, was passed and ordered to be enrolled for ratification.

H. B. 414, a bill to incorporate the town of Morganton and the acts amendatory thereto, passed its several readings and was ordered to be sent to the Senate without engrossment.

H. B. 461, a bill to incorporate the town of Vanceboro, in the county of Craven, was put on its third reading and passed by the following vote, and was ordered to be sent to the Senate without engrossment:

Affirmative—Messrs. Abbott, Austin, Baxter, Beam, Bledsoe, Brown, Bryant, Bryson, Bunn, Cale, Carter of Hyde, Cary, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Crews, Davis of Haywood, Dunlap, Ennis, Ewing, Fagan, Fennell, Fox, Gaither, Geoffroy, Godwin, Harriss, Hartsell, Haynes, Henderson, Hood, Horton, Jarvis, Kenan, Lindsay, Lineback, Lloyd, McBrayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Maddrey, Morris, Moye, Peel, Proffitt, Ransom, Reynolds, Richardson, Roberts, Rogers, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Simmons, Singeltary, Simpson, *Smith, Stephenson, Todd of Ashe, Vaughan,

Ward of Chowan, Ward of Bertie, White, Wilson of New Hanover, Wilson of Transylvania, Winslow and Yount—78.

Negative—Mr. Ormond—1.

H. B. 700, a bill to authorize the commissioners of Yadkin county to levy a special tax and issue bonds to pay the debt of said county, was put on its third reading and passed by the following vote, and was ordered sent to the Senate without engrossment:

Affirmative—Messrs. Allen, Abbott, Austin, Baxter, eam, Bledsoe, Brown, Bryant, Bryson, Cale, Carter of Buncombe, Carter of Hyde, Cary, Clarke of Craven, Cobb, Cooper, Council, Crews, Davis of Haywood, Dillard, Dunlap, Ewing, Fagan, Fennell, Fox, Caither, Geoffroy, Harrison, Harriss, Haynes, Henderson, Hood, Horton, Jarvis, Johnston of Washington, Kenan, Leach, Lindsay, Lineback, Lloyd, McBrayer, McCubbins, McGehee, McIver, McClure, McRae, Maddrey, Morris, Moye, Ormond, Peel, Proffit, Reynolds, Richardson, Roberts, Rogers, Rowland, Rush, Ryals, Sams, Shackelford, Shotwell, Singeltary, Simpson, Smith, Stephenson, Todd of Ashe, Vaughan, Ward of Chowan, Ward, of Bertie, White, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania and Winslow—75

Negative—Messrs. Bunn and Sharpe—2.

A message was received from the Senate transmitting without engrossment the following bills:

S. B. 806, a bill supplemental to an act increasing the number of trustees of the University, which was read the first time in this House and placed on the calender;

H. B. 410, a bill to incorporate the town of Seaboard;

H. B. 262, a bill to amend chapter 242, laws of 1874-775, concerning the branch road of the Atlantic & North Carolina Railroad,

The above bills were put on their several readings and passed and were ordered to be sent to the Senate without engrossment:

H. B. 371, a bill to allow the commissioners of Person county to levy a special tax, was put on its third reading and passed by the following vote, and was ordered to be engrossed and sent to the Senate:

Affirmative—Messrs. Allen, Abbott, Austin, Baxter, Beam, Bledsoe, Brown, Bryant, Bryson, Cale, Carter of Hyde, Cary, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Crews, Davis of Haywood, Dillard, Dunlap, Ennis, Ewing Fagan, Fennell, Fox, Gaither, Geoffroy, Godwin, Haynes, Henderson, Hood, Jarvis, Kenan, Leach, Lindsay, Lloyd, McBrayer, McCubbins, McGehee, McClure, McRae, Maddrey, Morris, Moye, Ormond, Peel, Powell, Ransom, Reynolds, Richardson, Roberts, Rowland, Rush, Sams, Sharpe, Shotwell, Singeltary, Simpson, Smith, Stephenson, Todd of Ashe, Ward of Chowan, Ward of Bertic, White, Wilson of Burke, Wilson, of New Hanover, Wilson of Transylvania, Winslow and Yount—70.

Negative-None.

On motion of Mr. Vaughan, S. B. 550, H. B. 730, the omnibus bill, regulating prohibition, was taken up.

The substitute offered by the committee was adopted.

Various amendments were offered, and, on motion of Mr. Carter of Buncombe, the bill together with the amendment of the committee, were recommitted to the committee on propositions and grievances.

Mr. Powell moved to adjourn until Monday morning at half-past 10 o'clock.

Mr. Simpson moved to amend by inserting half-past seven o'clock to-night and on that motion demanded the ayes and noes,

The call was not sustained and the question being put on his amendment it was lost.

Mr. Ormond moved to amend the motion of Mr. Powell by substituting 10 o'clock.

The amendment was rejected and the question recurring on the motion of Mr. Powell, it was carried.

And the House adjourned until half-past 10 o'clock on Monday morning.

SEVENTY-FIFTH DAY.

House of Representatives, Monday, March 5, 1877.

The House was called to order at half-past 10 o'clock. Mr. Speaker Price in the chair.

INTRODUCTION OF PETITIONS.

By Mr. Wilson, of New Hanover: A petition of citizens of Sampson, Cumberland, Harnett, Johnston and Wayne counties, asking for the establishment of a new county, which was referred to the committee on cities, towns, &c.

REPORTS OF COMMITTEES.

Mr. Kenan from, the committee on propositions and grievances, reported unfavorably on H. B. 631, a bill in relation to the sale of whisky.

INTRODUCTION OF RESOLUTIONS.

By Mr. Roberts: A resolution to request the Judges of the U.S. Circuit Court to suspend the order appointing a receiver in the Swazey suit, and for other purposes, which was referred to the committee on the judiciary.

Mr. King, on the part of the tellars appointed to superintend the election of Trustees of the University, submitted the following report:

"We, the undersigned, tellers on the part of the House, in the election of Trustees of the University, beg leave to report that we met the committee on the part of the Senate and compared the vote of the two Houses, which is as follows:

The following were voted for, and of which eight were to be elected:

De crected.			
William L. Saunders	receive	d113	votes
Daniel M. Carter	66	107	44
George V. Strong	- 66	114	66
D. A. Long	6.6	110	- 6.0
W. B. Lynch	66	110	22
John D. Cameron	66	117	
Thomas S. Sparrow	66	110	4.6
Bryan Grimes	44	109	66
O. H. Dockery	6.6	8	. 66
S. J. Coltraine	4.6	4	66
W F. Martin	66	3	46
James Wilson	66	7	66
T. R. Purnell	66	10	66.
Willis Bagley	66	1	46
J. W. Howell	66	1	46
R. L. Patterson	44	3	66
John Norfleet	66	1	66

W. A. Duggan	receiv	ved	1	vote
C. L. Cook	46		1	66
J. J. Mott	66		1	6.
G. Z. French	16		1	""
		Respectfully submitted,		
		JAMES M. WILSON,		
		W. W. KING,		
Tellers on the part of the Hor				se."

The following is the result of the vote of the House to fill a vacancy:

The Speaker announced that the following gentlemen were declared elected under the act authorizing the election of eight additional Trustees, viz:

Tellers on the part of the House.

Messrs. W. L. Saunders, D. M. Carter, G. V. Stong, D. A. Long, W. B. Lynch, J. D. Cameron, Thos. S. Sparrow and Bryan Grimes, and that Stewart L. Johnston had received a majority of the votes east in the House.

By consent, Mr. Shackelford, from the committee on engrossed bills, reported the following bills and amendments to have been correctly engrossed, and they were transmitted to the Senate for concurrence:

H. B. 451, a bill to be entitled an act to amend chapter 102, public laws of 1874-'75;

H. B. 697, a bill to be entitled an act to prevent the obstruction to the passage of fish up the Tuckaseegee river Jackson county;

H. B. 754, a bill to be entitled an act to establish a ferry in the counties of Davidson and Davie;

H. B. 588, a bill to be entitled an act to amend chapter 20, section 5, laws of the special session 1868;

H. B. 371, a bill to be entitled an act to empower the the commissioners of Person county to levy a special tax;

H. B. 605, a bill to be entitled an act to allow distillers of spirituous liquors, to sell the products of their stills in the town of Mount Airy;

H. B. 643, a bill to be entitled an act to prevent the felling of trees within the high water mark of Fisher's River in the county of Surry;

Engrossed amendment to S. B. 368, H. B. 608, a bill to be entitled an act to regulate the proceedings against owners of mill dams for injuries done by them.

The following bills and resolutions, reported as correctly enrolled by the committee on enrolled bills, were duly ratified and transmitted to the Senate:

S. B. 606, H. B. 729, an act to incorporate the Charlotte Warehouse and Compress Company;

H. B. 632, S. B. 688, an act regulating the mode of making entries of vacant lands in the county of Bladen;

H. B. 629, S. B. 759, an act to enable the board of county commissioners of Henderson county to apply the surplus of money in the Treasury received from the levy of a special tax to pay certain Railroad bonds which said indebtedness, has been settled in full by compromise with the holders of said bonds to apply said surplus, amounting to the sum of about two thousand dollars, to the liquidation of the general indebtedness of the county of Henderson;

H. B. 202, S. B. 706, an act incorporating the town of Sparta, in Edgecombe county;

S. B. 613, H. B. 715, an act to amend section 361 of the Code of Civil Procedure;

S. R. 641, H. R. 183, a resolution in favor of W. H. Sykes, Sheriff of Bladen county;

H. B. 694, S. B. 767, an act to charter the Piedmont Narrow Gauge Railroad Company;

S. B. 660, H. B. 675, an act to incorporate the Wentworth Male Academy, in the county of Rockingham;

H. B. 564, S. B. 755, an act to repeal so much of an act entitled an act providing for additional terms of the Superior Courts of Northampton and Halifax counties as applies to the county of Halifax;

H. B. 705, S. B. 753, an act to provide for the comfort of jurors in certain cases;

H. B. 458, S. B. 594, an act to remove obstructions from and provide for the passage of fish in the Catawba River;

H. B. 473, S. B. 676, an act to amend section 3, of chapter 241, of public laws of 1874-'75, entitled an act to alter the times of holding Superior Courts in the Second Judicial District;

H. H. 578, S. B. 756, an act in relation to the Roanoke and Tar River Agricultural Society;

S. B. 547, H. B. 574, an act to incorporate the town of Littleton, in the counties of Halifax and Warren;

H. B. 559, S. B. 758, an act to allow the citizens of Watauga and Caldwell counties to pass through the toll-gates on the Caldwell and Watauga turnpike road free of charge;

S. B. 450, H. B. 527, an act to appoint a special commission for the county of New Hanover;

H. B. 359, S. B. 786, an act for the better government of the town of Thomasville, N. C.;

H. B. 667, S. B. 773, an act to incorporate the town of Contentnea, in Greene county;

H. B. 580, S. B. 703, an act to secure the better drainage of the low lands of the Muddy Fork of Lower Little river, in Alexander county;

H. B. 485, S. B. 690, an act concerning the taking of fish in the Little Contentnea creek and Sandy Run swamp, in Pitt county;

- S. B. 603, H. B. 716, an act concerning burnt records in the county of Greene;
- S. B. 420, H. B. 786, an act to amend the charter of the city of Charlotte;
- S. B. 728, H. B. 716, an act to repeal chapter 66, laws of 1874-'75;
- S. B. 578, H. B. 720, an act to amend the charter of the town of Reidsville, Rockingham county;
- H. B. 599, S. B. 675, an act to enforce collection of unpaid taxes in New Hanover county;
- S. B. 642, H. B. 677, an act to incorporate the town of Stoneville, in the county of Rockingham;
- S. B. 669, H. B. —, an act to incorporate the North Carolina Students Aid Association.

THE CALENDAR

was taken up.

- H. B. 92, a bill concerning Rangers, was put on its second reading. The amendments of the committee were adopted, and the bill as amended passed its second and third readings, and was ordered to be engrossed and sent to the Senate.
- H. B. 103, a bill to amend subdivision 24, chapter 27, section 8, Battle's Revisal, respecting maintenance of the poor, was taken up. The question was on the substitute offered by the committee, and on motion the bill was referred to the committee on propositions and grievances.
- H. B. 125, a bill to amend chapter 14 of Battle's Revisal, was taken up. The amendments of the committee were adopted, and the bill as amended, passed its several readings, and was ordered to be engrossed and sent to the Senate.
- H. B. 165, a bill to alter the Constitution of the State, changing the time of the commencement of the Governor's term of office. On motion of Mr. Todd of Ashe, it was made the special order for Thursday at 12 o'clock.

H. B. 176, a bill to modify and change article 7, of the Constitution of North Carolina, was laid on the table.

H. B. 223, a bill to amend the charter of the National Loan and Trust Company, failed to pass its second reading.

On motion of Mr. Henderson the vote by which the bill failed to pass, was reconsidered and the bill passed over informally.

H. B. 326, a bill for the relief of Geo. W. Willoughby; late Sheriff of Anson county, was put on its second reading.

The amendments of the committee were adopted and the bill as amended passed its several readings and was ordered to be engrossed and sent to the Senate.

H. B. 365, a bill for the relief of John J. Hasty, former sheriff of Union county, was put on its second reading. The amendments of the committee were adopted, and as amended the bill passed its several readings, and was ordered to be engrossed and sent to the Senate.

H. B. 601, a bill in relation to the city of Raleigh, was put on its second reading.

Mr. Bledsoe moved to refer the bill to the committee on the judiciary, and on that motion demanded the ayes and nays.

Mr. Moring called the previous question.

The call was sustained and the main question was ordered.

The question then recurred on the motion of Mr. Bledsoe to refer, and the House refused to refer by the following vote:

Affirmative—Messrs. Allen, Bagley, Bledsoe, Brown, Bryant, Bryson, Bunn, Cale, Crews, Duggan, Ewing, Haynes, Hood, Johnston of Washington, Lindsay, Lineback, Lloyd, Ormond, Purnell, Reynolds, Rogers, Simmons, Simpson, Todd of Wake, Ward of Chowan, Ward of Bertie, White and Wilson of New Hanover—28.

Negative—Messrs. Abbott, Baxter, Beam, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cooper, Council,

Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Harriss, Hartsell, Henderson, Houk, Jarvis, Kenan, Leach, McBrayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Maddrey, Moring, Parish, Powell, Ransom, Richardson, Roberts Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Stephenson, Todd of Ashe, Wilson of Burke, Wilson of Transylvania, Winslow and Yount—49.

And the question was then put on the passage of the bill on its second reading.

Upon which Mr. Bledsoe called the ayes and noes. The call was sustained, and the bill passed by the following vote:

Affirmative—Messrs. Abbott, Austin, Baxter, Beam, Bledsoe, Brown, Carter of Buneombe, Carter of Hyde, Clark of Bladen, Cooper, Council, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffrey, Godwin, Harrison, Harriss, Hartsell, Haynes, Henderson, Horton, Houk, Jarvis, Kenan, Leach, Lindsay, McBrayer, McCubbins, McGehee, McIver, McLean, McRae, Maddrey, Moring, Parish, Powell, Proffitt, Ransom, Richardson, Roberts, Rowland, Rush, Ryals, Sams, Shaekelford, Sharpe, Shotwell, Simpson, Stephenson, Todd of Ashe, Vaughn, Wilson of Burke, Wilson of Transylvania, Winslow and Yount—60.

Negative—Messrs. Allen, Bagley, Bryant, Bunn, Cale, Cary, Crews, Duggan, Ewing, Hood, Johnston of Washington, Lineback, Lloyd, Ormond, Purnell, Reynolds, Rogers, Simmons, Todd of Wake, Ward of Chowan, Ward of Bertie, White, and Wilson of New Hanover—23.

Mr. Bledsoe moved to reconsider the vote by which the bill passed its second reading, and to make the motion to postpone the special order for Thursday. Mr. Bledsoe demanded the ayes and noes on his motion; the eall was sustained and the House refused to reconsider by the following vote:

Affirmative-Messrs. Bagley, Bledsoe, Brown, Bryant,

Bryson, Bunn, Cale, Cary, Council, Crews, Ewing, Harrison, Haynes, Hood, Horton, Lineback, Lloyd, Ormond, Purnell, Reynolds, Rogers, Simpson, Todd of Wake, Ward of Chowan, Ward of Bertie, White, Wilson of Burke, and Wilson of New Hanover—29.

Negative—Messrs. Abbott, Austin, Baxter, Clark of Bladen, Cobb, Cooper, Dillard, Dunlap, Fagan, Fulcher, Gaither, Geoffroy, Godwin, Harriss, Hartsell Henderson, Houk, Jarvis, Kenan, Leach, McBrayer, McCubbins, McGehee, McIver, McRae, Maddrey, Moring, Parish, Ransom, Richardson, Roberts, Rowland, Rush Sams, Shackelford, Sharpe, Shotwell, Stephenson, Todd of Ashe, Vaughn, Wilson of Transylvania, Winslow and Yount.—43.

THE FIRST SPECIAL ORDER,

H. B. 685, a bill to divide the State into nine judicial districts, &c., on motion of Mr. Roberts was made special order for to-night at 9 o'clock.

THE SECOND SPECIAL ORDER,

H. B. 509, a bill to amend section 5, article 5, of the Constitution, was taken up.

Mr. Staples offered the following amendment:

Provided, That nothing herein contained shall be construed to prohibit the General Assambly from passing laws to exempt from taxation for a year or term of years capital invested in agricultural or manufacturing improvements but the General Assembly shall have power to enact laws necessary to carry out the intent and spirit of this provision.

The amendment was adopted.

Mr. Lloyd offered the following amendment:

Provided further, That article 5, section 1, line 5, be amended after the word "exceed" by striking out "two" and inserting "one."

The amendment was rejected.

The bill as amended was put on its second reading, and failed to pass by the following vote:

Affimative—Messrs. Allen, Brown, Clark of Bladen, Cobb, Council, Dunlap, Fagan, Godwin, Harriss, Hartsell, Henderson, Johnston of Warren, Leach, Lindsay, McBrayer, McCubbins, McGehee, McIver, McRae, Parish, Rose, Sams, Shackelford, Shotwell, Staples, Stephenson, Todd of Ashe, Vaughan, Wilson of Burke, Wilson of Transylvania and Winslow—31.

Negative—Messrs. Abbott, Austin, Bagley, Baxter, Bledsoe, Bryant, Bryson, Bunn, Cale, Carter of Buncombe, Carter of Hyde, Cary, Cooper, Crews, Davis of Haywood, Dillard, Duggan, Ennis, Ewing, Fennel, Fox, Fulcher, Gaither, Geoffroy, Harrison, Haynes, Hood, Horton, Houk, Jarvis, Kenan, Lineback, Lloyd, McClure, Maddrey, Moring, Ormond, Proffit, Ransom, Reynolds, Richardson, Roberts, Rogers, Rowland, Rush, Ryals, Sharpe, Simmons, Todd of Wake, Ward of Chowan, Ward of Bertie and White—53.

Mr. Carter of Buncombe moved to reconsider the vote by which the bill failed to pass, and to make that motion the special order for to-morrow evening at half-past 8 o'clock.

Mr. Bledsoe moved to lay the motion to reconsider on the table; and the motion, on a division, failed for want of a quorum voting; and the motion of Mr. Carter was then put and failed.

Mr. Henderson, from the joint committee on the election of magistrates gave notice that no applications for magistrates would be received after 10 o'clock to-night.

THE THIRD SPECIAL ORDER,

S. B. 441, H. B. 723, a bill for the relief of the North

Carolina Agricultural Society, on motion of Mr. Roberts, was made the special order for Wednesday at 12 o'clock.

S. R. 452, H. R. 159, a resolution to authorize the Governor to offer a reward for the arrest of Tilman Cranford, was put on its third reading.

Mr. Fox moved to amend by striking out "commissioners" and insert "Governor."

The amendment was rejected, and the question being put on the resolution it failed to pass its third reading.

By consent, Mr. Rose, from the committee on cities, towns, &c., reported favorably on S. B. 694, H. B. 775, a bill to create and establish Gray's Creek township, in the county of Cumberland; and the bill was put on its several readings and passed, and was ordered to be enrolled for ratification;

H. B. 695, a bill to incorporate the Roan Mountain Iron and Steel Company;

H. B. 673, a bill to amend chapter 104, section 41, line 2, of Battle's Revisal, by inserting after the word "constable" the word "ferryman"; and

H. B. 384, a bill to incorporate Sugar Creek Presbyterian Church, in the county of Mecklenburg, were put on their several readings and passed, and were ordered to be engrossed and sent to the Senate.

Concurrence was had in the Senate amendments to H. B. 587, a bill known as the machinery bill, and it was ordered to be enrolled for ratification.

S. B. 699, H. B. 718, a bill to be entitled an act to establish a criminal court for the county of New Hanover, was taken up on its second reading.

Mr. Rowland sent forward the following amendment:

Amend section 9 as follows: *Provided*, That the solicitor of the judicial district in which the county of New Hanover is now embraced shall be the solicitor of said criminal court during his term of office. *Provided further*, That the person elected solicitor of said criminal court by this General As-

sembly shall not enter upon his duties as such until the expiration of the term for which the solicitor for the district has been elected.

Upon a division, the amendment was adopted, and the question was upon the passage of the bill as amended.

Mr. Wilson of New Hanover moved to indefinitely postpone, and the motion did not prevail.

Mr. Bryant offered the following amendment, and upon its adoption demanded the ayes and noes:

"Strike out 'twenty-five hundred' and insert 'two thousand,' relating to the salary of the judge."

The call was sustained and the amendment adopted by the following vote:

Affirmative—Messrs. Allen, Abbott, Austin, Bagley, Baxter, Beam, Bledsoe, Braswell, Bryant, Bryson, Bunn, Cale, Carter of Buncombe, Carter of Hyde, Cary, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Crews, Davis of Haywood, Davis of Lenoir, Duggan, Dunlap, Ennis, Ewing, Fox, Fulcher, Gaither, Geoffroy, Harrison, Haynes, Hood, Horton, Houk, Jarvis, Johnston of Washington, Kenan, Lindsay, Lineback, Lloyd, McBrayer, McCubbins, McGehee, McIver, McClure, McRae, Maddrey, Ormond, Parish, Peel, Proffitt, Purnell, Quinnerly, Reynolds, Richardson, Roberts, Rogers, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Simmons, Simpson, Spake, Staples, Stephenson, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, Ward o Bertie, White, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania and Winslow—79.

Negative—Messrs. Brown, Council, Dillard, Fagan, Fenn Ransom, Rose and Shotwell—8.

Mr. Henderson asked the previous question. The call was sustained and the main question ordered.

Mr. Cooper offered the following amendment:

"Amend section 9 by inserting after the word 'law,' 'other than such as are allowed by section 13, chapter 105, Battle's Revisal.'"

The amendment was rejected.

Mr. Lloyd also sent forward an amendment, which was lost.

Mr. Bagley, moved to adjourn until half-past 10 o'clock to-morrow, and on devision the motion failed.

Mr. Davis, of Lenoir, moved to lay the whole matter on the table, and on a devision the motion did not prevail.

Mr. Bryant gave notice of an amendment on the third reading of the bill.

And the question being on the passage of the bill on its second reading, it passed by the following vote:

Affirmative—Messrs. Abbott, Austin, Baxter, Beam, Braswell, Brown, Carter of Buncombe, Carter of Hyde, Clarke of Bladen, Cobb, Council Davis of Haywood, Dillard Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Harrison, Harriss, Hartsell, Henderson, Horton, Houk, Jarvis, Kenan, Leach, Lindsay, McBrayer, McCubbins, McGehee, McIver, McClure, McRae, Maddrey, Moring, Parish, Peel, Proffitt, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Simpson, Spake, Staples, Stephenson, Todd of Ashe, Wilson of Burke and Winslow.—61.

Negative—Messrs. Allen, Bagley, Bryant, Bryson, Bunn, Cale, Clarke of Craven, Crews, Davis of Lenoir, Duggan, Ennis, Ewing, Haynes, Hood, Johnston of Washington, Lineback, Lloyd, Ormond, Purnell, Reynolds, Rogers, Simmons, Todd of Wake, Vaughn, Ward of Chowan, Ward of Bertie, White, Wilson of New Hanover and Wilson of Transylvania.—29.

Mr. Duggan, moved to adjourn until half-past seven o'clock to-night, and the House refused to adjourn.

The following amendments were submitted:

By Mr. Bagley the following:

"Amend so as to provide that the Judge and Solicitor shall be elected by the qualified voters of New Hanover county."

By Mr. Vaughn, an amendment which was subsequently withdrawn.

Mr. Staples called the previous question, and the call was not sustained, no quorum voting.

Upon the call for the previous question Mr. Cobb demanded the ayes and noes.

The call for the ayes and noes was sustained, and the main question ordered by the following vote:

Affirmative—Messrs. Abbott, Austin, Baxter, Beam, Braswell, Brown, Bryson, Carter of Hyde, Clark of Bladen, Cobb, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Godwin, Harrison, Harriss, Hartsell, Henderson, Horton, Houk, Kenan, Lindsay, MeBrayer, McCubbins, McGehee, McIver, McClure, McRae, Maddrey, Moring, Parish, Peel, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Sharpe, Shotwell, Simpson, Smith Spake Staples Stephenson, Todd of Ashe, Vaughn, Wilson of Burke, Winslow and Yount.—59.

Negative—Messrs. Allen Bagley, Bryant, Clarke of Craven, Crews, Duggan, Ennis, Ewing, Haynes, Hood, Lineback, Lloyd, Ormond, Purnell, Reynolds, Rogers, Simmons, Ward of Chowan, Ward of Bertie, White, Wilson of New Hanover and Wilson of Transylvania.—22.

The question was upon the adoption of the amendment offered by Mr. Bagley, and upon its adoption Mr. Bagley demanded the ayes and noes. The call was sustained and the amendment rejected by the following vote:

Affirmative—Messrs, Allen, Bagley, Bryant, Bunn, Cale, Cary, Clarke of Craven, Cobb, Crews, Ennis, Ewing, Harrison, Haynes, Hood, Lineback, Lloyd, Ormond, Purnell, Reynolds, Rogers, Simmons, Todd of Wake, Ward of Chowan,

Ward of Bertie, White, Wilson of New Hanover and Wilson of Transylvania—27.

Negative—Messrs. Abbott, Austin, Baxter, Beam, Braswell, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Godwin, Harriss, Hartsell, Henderson, Horton, Houk, Kenan, Lindsay, McBrayer, McCubbins, McGehee, McIver, McClure, McRae, Maddrey, Moring, Parish, Peel, Proffitt, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Sharpe, Simpson, Smith, Spake, Staples, Stephenson, Todd of Ashe, Vaughan, Wilson of Burke, Winslow and Yount—59.

Mr. Todd, of Ashe, sent forward the following amendment, which was adopted:

"In section 9 strike out all after the word 'convicts' down to and including the word 'thereof,' in line 14."

Mr. Wilson, of New Hanover, submitted the following:

"Amend section 9 by striking out \$500 per year, as given to the solicitor."

Upon the adoption of this amendment Mr. Wilson, of New Hanover, demanded the ayes and noes.

The call was sustained and the amendment adopted by the following vote:

Affirmative—Messrs. Allen Austin, Bagley, Baxter, Beam, Braswell, Bryant, Bryson, Cale, Carter of Buncombe, Cary, Clark of Bladen, Clarke of Craven, Cooper, Crews, Davis of Haywood, Davis of Lenoir, Dillard, Duggan, Ennis, Ewing, Fagan, Fox, Gaither, Harrison, Hartsell, Haynes, Hood, Horton, Houk, Kenan, Lindsay, Lineback, Lloyd, McBrayer, McCubbins, McGehee, McIver, McClure, McRae, Ormond, Proffitt, Purnell, Quinnerly, Reynolds, Richardson, Rogers,

Rose, Rowland, Rush, Ryals, Sams, Sharpe, Simmons, Simpson, Smith, Spake, Stephenson, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, Ward of Bertie, White, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania and Yount—68.

Negative—Messrs. Brown, Cobb, Council, Fennell, Fulcher, Godwin, Leach, Maddrey, Parish and Winslow—10.

The question was upon the passage of the bill on its third reading, upon which Mr. Bryant demanded the ayes and noes.

Mr. Cooper gave notice that he wished to explain his vote.

The call for the ayes and noes was sustained and the bill passed its third and final reading by the following vote, and was ordered to be engrossed and sent to the Senate:

Affirmative—Messrs. Abbott, Austin, Beam, Bledsoe, Braswell, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Council, Davis of Haywood, Dunlap, Fagan, Fennell, Fox, Fulcher, Gaither, Geoffroy, Godwin, Harrison, Harriss, Hartsell, Henderson, Horton, Houk, Kenan, Leach, McBrayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Maddrey, Moring, Parish, Peel, Powell, Quinnerly, Richardson, Roberts, Rose, Rowland, Ryals, Sams, Chackelford, Sharpe, Simpson, Smith, Stephenson, Todd of Ashe, Wilson of Burke, Winslow and Yount—55.

Negative—Messrs. Allen, Bagley, Brown, Bryant, Cale, Cary, Clarke of Craven, Cooper, Crews, Davis of Lenoir, Duggan, Ennis, Ewing, Haynes, Hood, Johnston of Washington, Lineback, Lloyd, Ormond, Purnell, Reynolds, Rogers, Simmons, Todd of Wake, Vaughan, Ward of Chowan, Ward of Bertie, White, Wilson of New Hanover and Wilson of Transylvania—30.

A message was announced from the Senate transmitting the following bills &c., which were read by their titles and referred as follows:

- S. B. 805, a bill to amend Battle's Revisal concerning lunatics. Referred to the judiciary committee.
- S. B. 700, a bill for the relief of the sureties of F. W. Bell, sheriff of Bertie. Referred to the committee on propositions and grievances.
- S. B. 599, a bill to legalize Blowing Rock Township in the county of Wautauga. Placed on the calendar.
- S. B. 714, a bill to amend the charter of the town of Fayetteville and to regulate the election of mayor and commissioners. Referred to the judiciary committee.
- S. R. 590, resolution requiring and providing for the indexing of the journals of the two houses of the General Assembly, and preparation and indexing of legislative documents. Referred to the judiciary committee.
- S. B. 701, a resolution in favor of Jas. T. Hunter, sheriff of Alamance county. Referred to the committee on propositions and grievances.

The message also transmitted Senate amendments to the following House bills, which were referred as follows:

- H. B. 498, S. B. 739, a bill to be entitled an act to authorize the construction of a turnpike road from Hayesville to Murphy and to the Tennessee line, to the committee on corporations;
- H. B. 560, S. B. 757, a bill to be entitled an act to authorize the commissioners of Cherokee to levy a special tax; referred to the committee on propositions and grievances.
- To H. B. 654, S. B. 750 a bill to be entitled an act to incorporate Mount Mourne Lodge, No. 347, F. A. M., in the county of Iredell, to the committee on corporations;
- H. B. 561, S. B. 672, a bill to be entitled an act to amend section 1, chapter 14, laws of 1874 and 1875; to the judiciary committee;
- S. B. 599, H. B. 822, a bill to be entitled an act to legalize Blowing Rock Township in the county of Wautauga. Placed on the calendar.

S. B. 783, a bill to amend sections 1 and 5 of chapter 138, laws of 1873-74 to the judiciary committee.

A message from the Senate was also received transmitting S. B. 763, a bill to afford relief to the sureties of Isaac Pipkin, late sheriff of Hertford county; which, was read the first time and referred to the committee on propositions and grievances;

S. B. 319, a bill to incorporate the Farmer's Saving Bank of Ridgeway, which was read by its title and referred to the committee on corporations; also informing the House that the Senate had concurred in the following amendments and had ordered the same to be enrolled for ratification:

In the House amendments to S. B. 243, H. B. 297, a bill requiring beef cattle carried to the town of Wilmington to be weighed; in the House amendments to S. B. 412, H. B. 502, a bill to provide for the repairing of the quarantine hospital at Smithville, in House amendments to S. B. 725, H. B. 722, a bill supplimental to an act passed the present session of the General Assembly, entitled an act to prohibit the sale of intoxicating liquors near Salem and Winston; and had also concurred in H. B. 186, S. B. 812, a resolution looking to the allotment of the judicial power among the several courts of this State, and had appointed the following gentlemen as the Senate branch of said committee: Messrs. Wilson, Folk, and Robins. And had also appointed as the Senate branch of the committee of conference on Senate amendments to H. B. 369, S. B.—a bill to locate a permanent seat of government for Pender county: Messrs. Sickney, Crawford and Stanford.

On motion the House adjourned until half-past seven o'clock to-night.

EVENING SESSION.

House of Representatives, Monday, March 5th, 1877.

The House was called to order at half-past 7 o'clock.

Mr. Speaker Price in the chair.

Mr. Cobb, from the committee on the judiciary, reported favorably on the following bills:

S. B. 736, H. B. 792, a bill to be entitled an act to amend section 229, chapter 17, Battle's Revisal;

S. B. 747, H. B. 788, a bill to be entitled an act to amend chapter 1 of the acts ratified March 17, 1875;

S. B. 263, H. B. 433, a bill to be entitled an act to amend section 23, chapter 45, of Battle's Revisal; and unfavorably on S. R. 590, H. R. 193, resolution requiring and providing for the indexing of the journals of the two Houses of the General Assembly and preparation and indexing of legislative documents.

Mr. King, from the committee on corporations, reported fovorably on S. B. 600, H. B. 768, a bill to be entitled an act to incorporate Oak Hill Academy, in Pender county.

Mr. McBrayer, from the judiciary committee, reported favorably on the following bills:

S. B. 714; H. B. 817, a bill to be entitled an act to amend the charter of the town of Fayetteville, and to regulate the election of mayor and commissioners;

S. B. 748, H. B. 787, a bill to be entitled an act to provide for the holding the May term of Pitt Superior Court;

H. B. 755, an act to amend section 8, chapter 92, Battle's Revisal;

H. R. 190, resolution to request the judges of the Circuit Court of the United States to revoke or suspend the order appointing a receiver in the "Swasey suit," and for other purposes; and unfavorably on S. B. 569, H. B. 790, a bill to be entitled an act to authorize the judge of probate to appoint receivers in certain cases.

Mr. Bagley, from the judiciary committee, reported favorably on S. B. 610, H. B. 791, a bill to be entitled an act to amend chapter 235, laws 1869–'70; and unfavorably on S. B. 782, H. B. 818, a bill to be entitled on act to amend sections 1 and 5, chaper 138, laws of 1873–'74;

S. B. 805, H. B. 816, a bill to be entitled an act to amend Battle's Revisal, concerning lunatics.

Mr. Todd, of Ashe, from the judiciary committee, reported unfavorably on the following:

H. B. 780, an act to authorize the depositions of attorneys to be taken in certain cases;

H. B. 633, a bill to be entitled an act providing for the pleadings of inconsistent defences.

Subsequently, Mr. Cobb, from the judiciary committee, reported favorably on S. B. 779, H. B. 795, a bill to be entitled an act to amend section 1, chapter 6, laws of 1870–71.

Mr. Kenan, from the committee on propositions and grievances, reported favorably on H. B. 630, a bill to repeal an act to remove obstructions in New Port river, Carteret county, being chapter 99, laws of 1874-75.

Mr. Moring, from the special committee appointed to consider H. B. 706, a bill to regulate the holding of elections, made a report on the same.

Mr. Cooper asked leave to change his vote from the negative to the affirmative on the bill to create a Criminal Court for the county of New Hanover; and leave was granted.

THE CALENDAR

was taken up, and H. R. 146, a resolution in regard to the

punishment of convicts of this State, now on various rail_roads and other public works, was placed before the House, and the question being on its adoption it failed to pass.

S. B. 599, H. B. 822, a bill to legalize Blowing Rock Township, in the county of Watauga, was taken up, passed its second and third readings, and was ordered to be enrolled for ratification.

On motion of Mr. Cobb, S. R. 590, H. R. 192, a resolution requiring and providing for the indexing of the journals of the two Houses of the General Assembly, and preparation and indexing of legislative documents, reported back from the judiciary committee to-night, was recommitted to the committee on claims.

Concurrence was had in the Senate amendments to the following bills:

H. B. 460, a bill to be entitled an act to incorporate LaGrange Lodge, No. 70, I. O. O. F., in Lenoir county;

H. B. 282, a bill to be entitled an act to change the days of sale;

H. B. 343, a bill to be entitled an act to extend the time of taking out grants from the State;

H. B. 380, a bill to be entitled an act to amend chapter 52, section 22, of Battle's Revisal;

H. B. 488, a bill to be entitled an act to repeal and amend certain sections in chapter 6, Battle's Revisal, in relation to the Insane Asylum at Raleigh;

H. B. 453, a bill to be entitled an act to protect the deer between the 15th of January and the 1st of September, in the counties of Stokes, Forsythe, Surry, &c.;

H. B. 177, a bill to be entitled an act to punish the felling of timber in the Tennessee river, in Macon county;

H. B. 345, a bill to be entitled an act to incorporate the town of Gatesville, in the county of Gates;

H. B. 256, a bill to be entitled an act to prevent the destruction of legal notices;

H. B. 372, a bill to be entitled an act to amend section 16, chapter 44, Battle's Revisal;

H. B. 207, a bill to be entitled an act to amend Battle's Revisal, chapter 104, section 26;

H. B. 246, a bill to be entitled an act to amend sections 1 and 5, chapter 138, laws of 1873-'74;

H. B. 324, a bill to be entitled an act to amend section 2, chapter 152, laws of 1871-'72;

H. B. 436, a bill to be entitled an act to amend chapter 20, section 1, of Battle's Revisal;

H. B. 422, a bill to be entitled an act to incorporate Trent Lodge, No. 2, Independent Order of Mechanics, in the city of Newbern, county of Craven;

H. B. 401, a bill to be entitled an act to incorporate King's Mountain Baptist Female Seminary, at Shelby, N. C.;

H. B. 316, a bill to be entitled an act to incorporate New Hope Baptist Church, Cleaveland county.

S. B. 735, H. B. 802, a bill to establish a new township in the county of Greene, to be called Bull Doze, was put on its several readings and passed, and was ordered to be enrolled for ratification.

Mr. McGehee moved that the vote by which the concurrence to the machinery bill was had this morning be reconsidered, with a view of making additional amendments.

The motion was agreed to and amendments were offered by Mr. McGehee, and adopted and sent to the Senate without engrossment.

H. B. 77, a bill for the incorporation of co-operative building, loan and savings fund institutions, was put on its second reading and failed to pass.

S. B. 329, H. B. 464, a bill to repeal chapter 117, laws of 1874–'75, was put on its several readings and passed, and was ordered to be enrolled for ratification.

H. B. 753, a bill to establish a Criminal Court of Wake, was put on its second reading.

Mr. Rowland offered the following amendment:

"Provided, That the solicitor of the judicial district in which the county of Wake is now embraced shall be the solicitor of said Criminal Court during his term of office.

"Provided further, That the person elected solicitor of said Criminal Court by the General Assembly shall not enter upon his duties as such until the expiration of the term for which the solicitor of the district has been elected."

Mr. Bagley offered the following amendment:

Strike out "\$1,500" and insert "\$1,200."

Mr. Moring offered the following amendment:

Amend section 15 by striking out the words "fourth Monday in January," in the 4th line thereof, and inserting in lieu thereof the words "third Monday in January." Strike out "second Monday in August," and insert "third Monday in July."

Mr. Moring also offered the following amendment to section 6:

Add the words "said judge shall be allowed to practice as an attorney, at least in the United States Court, in the Supreme Court, except in cases of appeal from the county of Wake, and in the Superior Courts of other counties than Wake."

Mr. Moring called the previous question.

Mr. Cobb, Mr. Wilson of New Hanover and Mr. Johnson of Washington gave notice of amendments.

On the call of the previous question, Mr. Bagley demanded the ayes and noes. The call was sustained and the previous question was ordered by the following vote:

Affirmative-Messrs. Abbott, Ardrey, Baxter, Braswell,

Brown, Bryson, Carter of Hyde, Cobb, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennel, Fox, Gaither, Geoffroy, Harrison, Harriss, Hartsell, Henderson, Horton, Houk, Hughas, Kenan, King, Lindsay, McBrayer, McCubbins, McGehee, McLean, McClure, McRae, Maddrey, Moring, Pinnix, Powell, Proffitt, Quinnerly, Ransom, Richardson, Roberts, Rowland, Ryals, Sams, Shackelford, Sharpe, Simpson, Stephenson, Winslow, Worth and Yount—53.

Negative—Messrs. Allen, Bagley, Bryant, Bunn, Cale, Carter of Warren, Cary, Clark of Bladen, Clarke of Craven, Crews, Davis of Lenoir, Duggan, Ennis, Ewing, Haynes, Hood, Johnston of Washington, Leach, Lineback, Lloyd, McIver, Ormond, Parish, Reynolds, Rogers, Scott, Simmons, Spake, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan Ward of Bertie, White, Wilson of New Hanover and Wilson of Transylvania—36.

The question was then put on the amendment of Mr. Rowland, and it was rejected.

The amendments of Mr. Moring were rejected.

The amendment of Mr. Cobb was read as follows:

Amendment to section 6. Add thereto the following: "and the said judge of said court, shall not be allowed to practice in the Superior Court of laws, in the courts of any county of the State of North Carolina or of the United States in the same State."

The amendment was adopted.

Mr. Wilson of New Hanover, submitted the following amendment:

"Amend by striking out "\$500," additional solicitor's fees;"

The amendment was adopted.

Mr. Johnson of Washington, offered the following amendment:

"Amend so as to provide that the people of Wake county shall be allowed to elect the judge and solicitor of said court."

Upon the adoption of this amendment Mr. Johnson of Washington demanded the ayes and noes.

The call was sustained, and the amendment was rejected by the following vote:

Affirmative—Messrs. Allen, Bagley, Brown, Bryant, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Crews, Davis of Lenoir, Duggan, Ennis, Ewing, Fox, Harrison, Haynes, Hood, Johnston of Washington, Lineback, Lloyd, Ormond, Reynolds, Rogers, Scott, Simmons, Todd of Wake, Ward of Chowan, Ward of Bertie, White, Wilson of New Hanover, and Wilson of Transylvania—32.

Negative—Messrs. Ardrey, Austin, Baxter, Braswell, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Gaither, Geoffroy, Harriss, Hartsell, Henderson, Horton, Houk, Kenan, King, Leach, Lindsay, McBrayer, McCubbins, McGehee, McLean, McClure, McRae, Maddrey, Moring, Parish, Powell, Proffitt, Ransom, Richardson, Roberts, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Simpson, Spake, Stephenson, Swaim, Todd of Ashe, Vaughan, Wilson of Burke, Winslow and Yount -56.

The question then recurred on the passage of the bill on the second reading as amended; upon which Mr. Clarke of Craven demanded the ayes and noes.

The call was sustained and the bill passed by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Austin, Baxter, Beam, Braswell, Bryson, Carter of Buncombe, Carter of Hyde, Cobb, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Gaither, Geoffroy, Harrison,

Harriss, Hartsell, Henderson, Horton, Houk, King, Leach, Lindsay, McBrayer, McCubbins, McGehee, McLean, McClure, McRae, Maddrey, Moring, Parish, Peel, Pinnix, Powell, Proffitt, Quinnerly, Ransom, Richardson, Roberts, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Simpson, Staples, Swaim, Todd of Ashe, Wilson of Burke, Winslow, Worth and Yount—60.

Negative—Messrs. Allen, Bagley, Brown, Bryant, Bunn, Cale, Carter of Warren, Cary, Clark of Bladen, Clarke, of Craven, Crews, Davis of Lenoir, Duggan, Ennis, Ewing, Haynes, Hood, Hughes, Johnston of Washington, Lineback, McIver, Ormond, Reynolds, Rogers, Scott, Simmons, Spake, Stephenson, Todd of Wake, Vaughan, Ward of Chowan, Ward of Bertie, White, Wilson of New Hanover and Wilson of Transylvania—36.

The bill was put on its third reading.

Mr. Bailey offered the following amendment:

"That the bill be referred to a select committee of three, with instructions to prepare a bill so as to provide that the same judge shall preside over Wake and New Hanover Circuit Courts; and also if practicable, the same solicitor."

On the passage of the bill Mr. Moring called the previous question.

Upon the call Mr. Bagley demanded the ayes and noes. The call was sustained and the House refused to order the previous question by the following vote:

Affirmative—Messrs. Abbott, Ardrey Baxter, Beam, Carter of Buncombe, Carter of Hyde, Cobb, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Gaither, Harriss, Hartsell, Henderson, Kenan, Leach, Lindsay, McBrayer, McCubbins, McGehee, McLean, McRae, Maddrey, Moring, Parish, Peel, Pinnix, Richardson, Roberts, Rowland Rush Ryals, Sams, Shackelford, Sharpe and Worth—41.

Negative-Messrs. Allen, Bagley, Braswell, Brown,

Bryant, Bryson, Bunn, Cale, Carter of Warren, Cary, Clark of Bladen, Clarke of Craven, Crews, Davis of Lenoir, Duggan, Ennis, Ewing, Geoffroy, Harrison, Haynes, Hood, Horton, Hughes, Johnston of Washington, King, Lineback, Lloyd, McIver, McClure, Ormond, Powell, Proffitt, Quinnerly, Ransom, Reynolds, Rogers, Scott, Simmons, Simpson, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, Ward of Bertie, White, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow and Yount—54.

The question recurred on the adoption of the motion of Mr. Bagley, to refer, and under his call for the ayes and noes the reference was ordered to be made by the following vote:

Affirmative—Messrs. Bagley, Brown, Bryant, Bryson, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Cooper, Crews, Davis of Haywood, Davis of Lenoir, Duggan, Ennis, Ewing, Harrison, Haynes, Hood, Horton, Houk, Hughes, Johnston of Washington, King, Lindsay, Lineback, Lloyd, McIver, McClure, Ormond, Peel, Proffitt, Quinnerly, Reynolds, Rogers, Rush, Scott, Simmons, Simpson, Spake, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, Ward of Bertie, White, Wilson of New Hanover, Wilson of Transylvania, Winslow and Yount—51.

Negative—Messrs. Abbott, Ardrey, Austin, Baxter, Beam, Braswell, Carter of Buncombe, Clark of Bladen, Cobb, Council, Dillard, Dunlap, Fagan, Fennell, Fox, Gaither, Geoffroy, Harriss, Hartsell, Henderson, Kenan, Leach, McBrayer, McCubbins, McGehee, McLean, Maddrey, Moring, Parish, Pinnix, Powell, Ransom, Richardson, Roberts, Rowland, Sams, Shackelford, Sharpe, Smith, Staples, Stephenson, Swaim, Wilson of Burke and Worth—45.

Mr. Moring moved to reconsider the vote by which the motion was adopted, and make that motion the special order for to-morrow, and his motion was lost.

THE SPECIAL ORDER,

S. B. 369, H. B. 682, was put on its third reading. Mr. Vaughan, demanded the ayes and noes.

The call was sustained and the bill passed by the following vote, and was transmitted to the Senate with amendments without engrossment:

Affirmative—Messrs. Allen, Brown, Bryant, Carter of Buncombe, Council, Davis of Haywood, Duggan, Gaither, Haynes, Henderson, Horton, Houk, Leach, McBrayer, McCubbins, McGehee, McLean, McClure, Moring, Ormond, Parish, Pinnix, Powell, Proflitt, Richardson, Rowland, Rush, Sams, Shackelford, Sharpe, Simpson, Spake, Staples, Stephenson, Swaim, Todd of Wake, White, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania. Worth and Yount—42.

Negative—Messrs. Ahbott, Ardrey, Austin, Bagley, Baxter, Beam, Cale, Carter of Warren, Cary, Clarke of Craven, Crews, Dillard, Dunlap, Ennis, Ewing, Fox, Geoffroy, Harrison, Hood, Kenan, King, Lineback, Lloyd, McRae, Maddrey, Peel, Quinnerly, Simmons, Smith, Todd of Ashe, Vaughan, Ward of Chowan, Ward of Bertie and Winslow—34.

S. B. 745, H. B. 812, a bill to create two new townships in the county of Halifax, was put on its several readings, passed and was ordered to be enrolled for ratification.

THE SECOND SPECIAL ORDER,

H. B. 685, a bill to lay off the State into nine judicial districts, was taken up, and Mr. Roberts moved it be made the special order for to-morrow night at half-past 8 o'elock, and the motion did not prevail.

Mr. McBrayer, moved to adjourn until to-morrow at half-past 10 o'clock, and the motion was lost.

The question was then put on the substitute of the committee.

Mr. Carter [?] offered an amendment.

Mr. McBrayer moved to postpone the consideration of the bill until half-past 10 o'clock to-morrow morning.

The question was upon Mr. Carter's [?] amendment and it was lost.

Mr. Carter [?] moved to reconsider the vote by which his amendment was lost and pending consideration, Mr. Bagley moved to adjourn to half-past 10 o'clock to-morrow morning.

The speaker announced the following committees:

House branch of the committee of conference on the Pender county bill: —Messrs. McBrayer, Carter of Buncombe, Moring, Rowland and Scott;

On the distribution of judicial powers: —Messrs. Carter of Buncombe, Moring, Henderson, Bagley and Johnson of Washington.

The House then adjourned until half-past 10 o'clock to-morrow morning.

SEVENTY-SIXTH DAY.

House of Representatives, Tuesday, March 6th, 1877.

The House was called to order at half-past ten o'clock.

Mr. Speaker Price in the chair.

The journal of yesterday was approved.

INTRODUCTION OF PETITIONS.

By Mr. Godwin: A petition from certain citizens of Cumberland county, which was referred to the committee on propositions and grievances.

By Mr. McIver: A petition of certain citizens of Moore county in regard to the sale of liquor in the town of Carthage, which was referred to the committee on propositions and grievances.

REPORTS OF COMMITTEES.

Mr. Rowland, from the judiciary committee, reported favorably on the following bills:

S. B. 683, H. B. 761, a bill to be entitled an act to make uniform the taxation on all banks in North Carolina;

S. B. 625, H. B. 793, a bill to be entitled an act to amend chapter 83, Battle's Revisal; and unfavorably on the following:

H. B. 785, an act to further improve the laws of evidence;

S. B. 721, H. B. 789, a bill to be entitled an act to amend section 119, chapter 33, of Battle's Revisal;

S. B. 492, H. B. 762, a bill to be entitled an act to amend section 4, chapter 100, of Battle's Revisal.

Mr. Kenan, from the committee on propositions and grievances, reported favorably on the following:

S. B. 778, H. B. 805, a bill to make Haw river a lawful fence;

S. B. 550, H. B. 730, a bill to be entitled an aet to prohibit the sale of spiritous liquors in certain localities, submitting a substitute and recommending with the adoption of the substitute that the bill do pass; and unfavorably on S. B. 697, H. B. 806, a bill to be entitled an aet to regulate

the sale of spirituous liquors in the townships of Barton's Creek and New Light, in Wake county, North Carolina.

Subsequently, by consent, Mr. Henderson, from the committee on propositions and grievances, reported favorably on the following:

H. B. 686, an act to be entitled and act/to incorporate the town of Point Caswell, in Pender county.

Mr. Todd, of Ashe, from the judiciary committee, reported favorably on S. B. 723, H. B. 760, a bill to be entitled an act to regulate the terms of the several Superior Courts of the seventh judicial district.

Mr. Shackelford, from the committee on engrossed bills, reported the following bills and amendments to have been correctly engrossed, and they were transmitted to the Senate for concurrence:

H. B. 326, a bill to be entitled an act for the relief of George Willoughby, late sheriff of Anson county;

H. B. 365, a bill to be entitled an act for the relief of Jno. J. Hasty, former sheriff of Union county;

H. B. 695, a bill to be entitled an act to incorporate the Roan Mountain Iron and Steel Company;

H. B. 92, a bill to be entitled an act in relation to Rangers;

H. B. 673, a bill to be entitled an act to amend chapter 104, section 41, line 2, Battle's Revisal;

H. B. 384, a bill to be entitled an act to incorporate Sugar Creek Presbyterian Church, in the county of Mecklenburg;

H. B. 125, a bill to be entitled an act to amend chapter 19, Battle's Revisal;

Engrossed amendment to S. B. 699, H. B. 718, a bill toestablish a Criminal Court for the county of New Hanover;

H. R. 194, a resolution on adjournment.

The following bills and resolutions, reported as correctly enrolled by the committee on enrolled bills, were duly ratified and transmitted to the Senate:

S. B. 694, H. B. 775, an act to create and establish Gray's Creek Township, in the county of Cumberland;

H. B. 639, S. B. 751, an act to amend an act entitled "an act for the re-incoperation and better government of the town of Murfreesboro, in the county of Hertford," ratified the 16th day of February, 1855;

H. R. 186, S. R. 812, resolution looking to the allotment of the judicial power among the several courts of the State:

S. B. 796, H. B. 779, an act to divide the townships of Averasboro and Buckhorn, in the county of Harnett;

H. R. 115, S. R. 752, resolution in favor of W. J. Gatlin; S. B. 616, H. B. 771, an act to incorporate the town of Enochville, Rowan county;

H. B. 517, S. B. 674, an act to repeal section 46, chapter 78, Battle's Revisal;

H. B. 357, S. B. 719, an act to lay out and construct a public road from Phineas Horton's store, in Wilkes county, to the Deep Gap of the Blue Ridge, in Watauga county;

H. B. 567, S. B. 691, an act to incorporate the Polk county Narrow Gauge Rail Road Company;

S. B. 412, H. B. 502, an act to provide for the repairing of quarintine hospital at Smithville;

H. B. 292, S. B. 401, an act to incorporate King's Mountain Baptist Female Seminary at Shelby N. C.

H. B. 687, S. B. 770, an act to amend the charter of Lincolnton;

S. B. 607, H. B. 681, an act to organize a government for the city of Wilmington;

S. B. 712, H. B. 767. an act to incorporate the Moravian Fall's Academy in Wilkes county;

S. B. 725, H. B. 722, an act supplimental to an act passed the present session of the General Assembly entitled an act to prohibit the sale of spiritous liquors near Salem and Winston and for other purpsses; H. B. 511, S. B. 702, an act to regulate the manner in making election returns;

H. B. 515, S. B. 741, an act to prohibit the exportation of partridges;

H. R. 185, S R. §17, resolution in relation to public arms;

H. B. 553, S. B. 785, an act in relation to Back Swamp township in Robeson county;

H. B. 249, S. B. 335, an act to anthorize the several county authorities of this State to farm out convicts.

H. B. 710, S. B. 794, an act to provide a suitable house for the Governor of the State;

S. B. 243, H. B. 297, an act requiring beef cattle carried to the town of Wilmington, to be weighed;

H. B. 693, S. B. 787, an act to protect the agricultural interest of Occoneechee Neck;

S. B. 368, H. B. 608, an act to regulate proceedings against owners of mill dams, for injuries done by them.

INTRODUCTION OF RESOLUTIONS.

Mr. Carter of Hyde, introduced the following resolution which was placed on the calendar:

A resolution on adjournment. *

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time and referred as follows:

By Mr. Crews: A bill to be entitled an act to amend chapter 156, laws of 1872-'73, which was referred to the judiciary committee.

By Mr. Godwin: A bill to be entitled an act for the

protection of real property, which was referred to the committee on propositions and grievances.

By Mr. Hughes: An act amendatory to an act passed by this General Assembly, appropriating \$30,000, for the Western Insane Asylum. Placed on the calendar.

THE UNFINISHED BUSINESS

of last night, being the bill to divide the State into nine judicial districts and for other purposes. The question was put on the amendments proposed by the committee and no quorum voted.

On metion of Mr. Carter of Hyde, a call of the House was had and 83 gentlemen answered to their names, and under his further motion other proceedings under the call were suspended.

The question was again put upon the amendment of the committee, upon which Mr. Bagley, demanded the ayes and noes.

Mr. Jarvis offered an amendment transferring the county of Beaufort from the second district to the first, and the amendment was adopted.

Mr. Henderson moved to reconsider the vote by which the amendment was adopted, and upon that motion, Mr. Johnson of Washington, demanded the ayes and noes.

The call was sustained and reconsideration was had by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Austin, Baxter, Beam, Braswell, Brown, Bryson, Carter of Buncombe, Clark of Bladen, Cobb, Council, Crews, Davis of Haywood, Dillard, Fagan, Fennell, Fulcher. Gaither, Geoffroy, Godwin, Harriss, Hartsell, Henderson, Horton, Houk, Hughes, Leach, M'Brayer, McCubbins, McIver, McLean, McRae, Maddrey, Moseley, Parish, Peel, Pinnix, Powell, Proffitt, Quinnerly, Ransom, Richardson, Rose, Rowland,

Ryals, Shackelford, Sharpe, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Todd of Ashe, Vaughan. Wilson of Burke, Wilson of Transylvania, Winslow, Worth and Yount—60.

Negative—Messrs. Allen, Bledsoe, Bryant, Bunn, Cale, Carter of Hyde, Clark of Craven, Duggan, Ennis, Ewing, Haynes, Hood, Lineback, Lloyd, Ormond, Reynolds, Rogers, Sams, Simmons, Ward of Chowan and Ward of Bertie—23.

The question was again put on the amendment of Mr. Jarvis and it was rejected.

The question was then put on the passage of the bill as amended, on its second reading.

Mr. Ormond demanded the ayes and noes. The call was sustained and the bill passed by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Austin, Baxter, Beam, Braswell, Brown, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cooper, Council, Davis of Haywood, Dillard, Dunlap, Ennis, Ewing, Fagan, Fennell, Fulcher, Gaither, Geoffroy, Godwin, Harriss, Hartsell, Henderson, Horton, Hughes, Kenan, King, Leach, Lindsay, M'Brayer, McCubbins, McGehee, McIver, McPae, Maddrey, Moring, Moseley, Parish, Peel, Pinnix, Powell, Proffitt, Quinnerly, Ransom, Richardson, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Singeltary, Simpson, Spake, Staples, Stephenson, Todd of Ashe, Vaughan, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow, Worth and Yount—65.

Negative—Messrs. Allen, Bagley, Bledsoe, Bryant, Bunn, Cale, Cary, Clarke of Craven, Crews, Davis of Lenoir, Duggan, Harrison, Haynes, Hood, Jarvis, Johnson of Warren, Johnston of Washington, Lineback, Lloyd, Ormond, Reynolds, Rogers, Simmons, Ward of Chowan and Ward of Bertie—27.

Upon the bill going to its third reading, Mr. Bagley 47

moved that the portion of the bill which referred to the first judicial district be referred to a committee of members of the General Assembly, from said district, with instructions to report to-morrow.

Mr. Henderson called the previous question, and the main question was ordered.

The question then recurred on the motion of Mr. Bagley to refer and it failed, and the question was then put on the passage of the bill on its third reading.

Mr. Bagley demanded the ayes and noes.

The call was sustained and the bill passed by the following vote, and on motion of Mr. Vaughan, was ordered to be sent to the Senate without engrossment.

Affirmative—Messrs. Austin, Beam, Braswell, Brown, Bryson, Cale, Carter of Buncombe, Clark of Bladen, Cobb, Council, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Gaither, Geoffroy, Godwin, Harriss, Hartsell, Henderson, Horton, Houk, Hughes, King Leach, M'Brayer, McCnbbins, McGehee, McIver, McLean, McClure, McRae, Maddrey, Moring, Moseley, Parish, Peel, Pinnix, Proffitt, Quinnerly, Ransom, Richardson, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Todd of Ashe, Vanghan, Winslow, Worth and Yount—63.

Negative—Messrs. Allen, Bagley, Bledsoe, Bryant, Bunn, Carter of Warren, Cary, Clarke of Craven, Cooper, Crews, Davis of Lenoir, Ennis, Fulcher, Harrison, Haynes, Hill, Hood, Jarvis, Johnson of Warren, Lineback, Lloyd, Ormond, Reynolds, Rogers, Simmons, Ward of Chowan, Ward of Bertie and Wilson of Transylvania—27.

A message was received from the Senate transmitting S B. 838, a resolution postponing the nomination and election of Magistrates until the 8th day of March, at 12 o'clock.

The resolution was put on its passage and adopted.

Mr. Ormond moved to reconsider the vote by which the

bill to provide for the completion of the Western Insane Asylum, passed.

Mr. Staples moved to lay the motion to reconsider on the table, and on that motion, Mr. Clarke of Craven demanded the ayes and noes.

The call was sustained and the House refused to table by the following vote:

Affirmative—Messrs. Austin, Beam, Brown, Bryant, Bryson, Carter of Bnncombe, Cooper, Council, Davis of Haywood, Dunlap, Fagan, Gaither, Graves, Harriss, Hartsell, Haynes, Henderson, Leach, M'Brayer, McCubbins, McGehee, McLean, McClure, Pinnix, Proffitt, Richardson, Rose, Rowland, Ryals, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Staples, Stephenson, Wilson of Transylvania and Yount—41.

Negative—Messrs. Allen, Abbott, Bagley, Baxter, Bledsoe, Braswell, Carter of Hyde, Cary, Clarke of Craven, Crews, Davis of Lenoir, Dillard, Ennis, Fox, Fulcher, Geoffroy, Hood, Horton, Houk, Hughes, Jarvis, Johnson of Warren, Kenan, King, Lineback, Lloyd, McIver, Maddrey, Moseley, Ormond, Parish, Peel, Purnell, Quinnerly, Ransom, Rogers, Lust Simmons, ake, Todd of Ashe, Vaughan, Ward of Chowan, ward of Bertie and Winslow—47.

The question then recurred on the motion to reconsider, and it was adopted.

On motion of Mr. Bagley, a message was sent to the Senate asking the return of the bill.

Mr. Moring moved to reconsider the vote by which the resolution of Mr. Bagley was adopted last night to refer the bill creating a Criminal Court for the city of Raleigh to a special committee was adopted, and the motion to reconsider was adopted.

The bill was put on its third reading.

Mr. Bagley offered the following amendment:

"Amend so as to provide that the question whether the court shall be established shall be submitted to the qualified voters of the county of Wake, who are to pay the expenses of said court."

Mr. Bledsoc offered the following amendment:

"Strike out '\$1,500' and insert '\$2,000."

Mr. Ewing offered the following amendment:

"Amend by striking out \$1,500' and insert \$1,000."

The question was put on my Bagley's amendment and it was rejected by the following vote:

Affirmative—Messrs Bagley, Bledsoe, Brown, Bryant, Bunn, Cale, Cary, Clarke of Craven, Crews, Davis of Lenoir, Duggan, Ennis, Ewing, Haynes, Hill, Hood, Hughes, Johnson of Warren, Johnston of Washington, Lineback, Ormond, Reynolds, Rogers, Simmons, Ward of Chowan, Ward of Bertie, Wilson of New Hanover, and Wilson of Transylvania—29.

Negatice—Messrs. Abbott, Ardrey, Austin, Baxter, Beam, Braswell, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Fox, Fulcher, Godwin, Harrison, Harriss, Hartsell, Henderson, Horton, Kenan, King, Leach, Lindsay, McBrayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Maddrey, Moring, Moseley, Parish, Peel, Pinnix, Powell, Proffitt, Quinnerly, Ransom, Richardson, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Todd of Ashe, Vaughan, Winslow, Worth and Yount—65.

Mr. Moring demanded the previous question, and the main question was ordered.

The question was then put on the amendment of Mr. Ewing to the amendment of Mr. Bledsoe, upon which Mr. Ewing demanded the ayes and noes, and it was rejected by the following vote:

Affirmative—Messrs. Allen, Bagley, Bryant, Bunn, Cale, Clark of Craven, Crews, Davis of Lenoir, Duggan, Ennis, Ewing, Haynes, Hill, Hood, Johnson of Warren, Lineback, Ormond, Reynolds, Simmons, Todd of Wake, Ward of Chow an, Ward of Bertie, Wilson of New Hanover, and Wilson of Transylvania—24.

Negative—Messrs. Abbott, Ardrey, Austin, Baxter, Beam, Bledsoe, Braswell, Brown, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Davis of Haywood, Dillard, Dunlap, Fagan, Fennell, Gaither, Geoffroy, Godwin, Harrison, Harriss, Hartsell, Henderson, Hughes, Jarvis, King, Leach, Lindsay, McBrayer, McCubbins, McGehee, McIver, McLean, McChire, McRae, Maddrey, Moring, Moseley, Parish, Peel, Pinnix, Powell, Proffitt, Quinnerly, Ransom, Richardson, Rose, Rowland, Rush, Ryals, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Staples, Todd of Ashe, Worth and Yount—61.

The question then was put on Mr. Bledsoe's amendmeent, upon which Mr. Ormond demanded the ayes and noes. The call was not suststained and the amendment was [?]

The bill was then put on its third reading and passed, and was ordered to be engrossed.

Mr. Moring moved to reconsider the vote by which the bill passed and to lay the motion to reconsider on the table, and the motion to table was adopted.

Leave of absence was granted to Mr. Dillard and to Mr. Bryson after to-morrow.

Mr. McLean moved to reconsider the vote by which the

bill in relation to the Asylum for the Insane, passed its final reading.

Mr. McGehee moved to lay that motion on the table, and the motion prevailed.

H. R. 194, a resolution in regard to adjournment, was put on its adoption.

Mr. Bryant moved to amend by substituting Saturday, March 10th, for the day fixed on by the resolution.

On the passage of the resolution Mr. Carter of Hyde, called the previous question and the call was sustained.

The question was then put on the amendment.

Mr. Ormond called for the ayes and noes, which was not sustained and, upon division, the amendment was rejected.

The resolution was then put on its passage and adopted by the following vote:

Affirmative-Messrs. Allen, Abbott, Ardrey, Bagley, Baxter, Beam, Bledsoe, Braswell, Brown, Bryant, Bryson, Bunn, Cale, Carter of Buncombe, Carter of Hyde, Carter of Warren, Cary, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Crews, Davis of Haywood, Davis of Lenoir, Dillard, Duggan, Ennis, Fagan, Fox, Fulcher, Gaither, Geoffroy, Harrison, Harriss, Haynes, Henderson, Hill, Hood, Horton, Honk, Hughes, Jarvis, Johnson of Warren, Kenan, King, Leach, Lindsay, Lineback, Lloyd, McBrayer, McCubbins, McGehee, McIver, McClure, McRae, Maddrey, Moring, Moseley, Ormond, Parish, Peel, Pinnix, Powell, Proffitt, Quinnerly, Ransom, Reynolds, Richardson, Rogers, Rose, Rowland, Rush. Ryals, Sams, Shackelford, Sharpe, Simmons, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, Ward of Bertie, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow, Worth and Yount-95.

Negative—None.

Mr. Carter, of Hyde, moved to reconsider the vote by

which the motion was adopted and to lay that motion on the table, and the motion to table prevailed.

S. B. 683, H. B. 761, a bill to make uniform the taxation on all banks in the State, was put on its several readings and passed, and was ordered to be enrolled for ratification.

S. B. 497, H. B. 614, a bill to amend the charter of the town of Nashville, was put on its third reading and passed by the following vote and was ordered to be enrolled for ratification:

Affirmative—Messrs. Abbott, Ardrey, Beam, Braswell, Bryant, Cale, Carter of Buncombe, Carter of Hyde, Cary, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Council, Crews, Davis of Haywood, Davis of Leneir, Dillard, Duggan, Ennis, Ewing, Fagau, Fennell, Fox, Gaither, Geoffroy, Harrison, Harriss, Henderson, Hill, Hood, Horton, Hughes, Jarvis, Johnson of Warren, Johnston of Washington, King, McBrayer, McCubbins, McIver, McRae, Maddrey, Moseley, Ormond, Parish, Peel, Pinnix, Powell, Ransom, Reynolds, Richardson, Rogers, Rose, Rowland, Rush, Sams' Shackelford, Sharpe, Shotwell, Simmons, Singeltary, Simpson, Smith, Spake, Stephenson, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, Ward of Bertie, Wilson of Burke, Wilson of Transylvania, and Yount—73.

Negative-None.

S. B. 662, H. B. 721, a bill to legalize Holden township, in the county of Wayne, and to change the name thereof, was put on its several readings and passed, and was ordered to be enrolled for ratification.

H. B. 481, a bill to protect the farmers of Union county, was put on its several readings, passed and was ordered to be engrossed.

A message was received from the Senate informing the House that the Senate had refused to concur in the House amendments to S. B. 699, H. B. 718, a bill to establish a Criminal Court in the county of New Hanover.

Mr. Richardson moved that the House recede from its amendments, but, on motion of Mr. Vaughan, the consideration of the motion was postponed until half-past 8 tonight.

A message was received from the Senate informing the House that the Senate was unable to comply with the request of House for the return of the bill providing for the completion of the Western North Carolina Asylum for the Insane, the same not being in the possession of the Senate, having been ordered to enrollment.

Mr. Rose moved to strike from the journal all record appertaining to the reconsideration of the vote by which the bill for the completion of the Western Insane Asylum passed last night.

On a division of the motion the vote was lost.

Mr. Todd, of Ashe, submitted the following resolution:

Resolved, That, it is the sense of the House, that it is the duty of the Speaker to sign the bill.

The resolution was unanimously adopted.

THE SPECIAL ORDER,

S. B. 688, H. B. 742, a bill to establish a Department of Agriculture, &c, was taken up, and, on motion of Mr. Mc-Gehee, the consideration of the bill was postponed until 8 o'clock to-night.

Mr. Moring moved that the House take a recess until 3 o'clock.

Mr. Lineback moved to adjourn until 10 o'clock to-morrow morning.

Mr. McBrayer moved to amend by substituting half-past 7 this evening;

The amendment was adopted, and as amended the

motion was adopted and the House adjourned to that hour.

EVENING SESSION.

House of Representatives, Tuesday, March 6, 1877.

The House was called to order at half-past 7 o'clock. Mr. Speaker Price in the chair.

INTRODUCTION OF BILLS.

By Mr. Winslow: A bill to be entitled an act to distribute convicts among the several works and companies to which they have been farmed out. Placed on calendar.

REPORTS OF COMMITTEES.

Mr. Wilson of Burke, from the committee on finance, reported favorably on H. B. 744, a bill to be entitled an act to indemnify Lenior county for the support of certain lunatics.

Mr. Carter of Buncombe, from the judiciary committee, reported favorably on the following bills:

S. B. 278, H. B. 728, a bill to be entitled an act to enable the trustees of the Presbyterian Church at Louisburg to transfer certain property;

S. B. 626, H. B. 726, a bill to be entitled an act to legalize the acts of Goose Creek Island township, in the county of Pamlico; and unfavorably on S. B. 519, H. B. 611, a bill to be entitled an act to amend section 4, chapter 81, laws of 1868-69.

Mr. Roberts from the committee on agriculture, mechanics, &c., reported on S. B. 684, H. B. 741, a bill to be entitled an act in relation to geological survey, submitting an amendment and recommending with the adoption of the amendment that the bill do pass;

Mr. Parish, from the judiciary committee, reported favorably on

H. B. 691, an act entitled an act to require the Register of Deeds to register chattel mortgages; and unfavorably on

H. B. 684, a bill for the more careful and accurate survey of public lands.

A message was received from the Senate transmitting S. B. 789, a bill to be entitled an act to authorize the commissioners of Cabarrus county to issue bonds to fund and pay the county debt, which was referred to the committee on finance; also Senate amendments to the following bills:

H. B 627, S. B. 801, a bill to require the treasurers of Martin, Cherokee and Graham counties to pay county orders according to number;

H. B. 583, S. B. 754, a bill to confer upon the mayors of the cities of Charlotte, Raleigh and the town of Excelsior in the county of Burke, the criminal jurisdiction of a justice of the peace;

H. B. 498, a bill to authorize the construction of a turnpike road from Hayesville to Murphy.

The question being on concurrence, the amendments were all concurred in, and the bill ordered to be enrolled for ratification.

A message was also announced, transmitting Senate

amendments to H. R. 151, S. R. 704, resolution concerning the Albemarle and Chesapeake Canal Company, and asking concurrence in the same.

H. B. 630, a bill to repeal an act to remove obstructions in Newport river, Carteret county, being chapter 99, laws of 1874-'75, was taken up, passed its second and third readings, and was ordered to be engrossed and sent to the Senate.

Mr. McBrayer moved to reconsider the vote by which S.R. 452, H. R. 159, resolution authorizing the Governor to offer a reward for the arrest of Tilman Cranford, failed to pass its third reading.

Reconsideration was had, and, on motion of Mr. Me-Brayer, the resolution was made the special order for to-morrow night at 8 o'clock.

THE SPECIAL ORDER.

S. B. 668, H. B. 742, a bill to be entitled an act to establish a department of agriculture, immigration and statistics, and for the encouragement of sheep husbandry, was announced.

Mr. McGehee moved to consider the bill by sections.

The motion prevailed and the question recurring upon the amendments to section first, submitted by the committee, they were adopted.

Mr. McGehee offered the following amendment to section 1st of bill:

"Strike ont Lieut. Governor and Secretary of State."

The amendment prevailed and the question being on the first section, as amended, it was adopted.

Mr. McGehee moved to amend section 2 by striking out the same officers. The amendment submitted by the committee to section 2, were rejected; and the question recurring on the amendment offered by Mr. McGehee, it prevailed and section 2 as amended was adopted.

Sections 3, 4, 5, 6, 7, 8 and 9 were adopted without amendment.

Mr. Johnston, of Washington, moved to lay the whole matter on the table, and the motion did not prevail.

Mr. Clarke, of Craven, sent forward the following amendment:

Amend section 9, by striking out all after the word "sold" in the 33rd line to end of said section" and the amendment was rejected.

Section 10 of the bill was adopted.

Mr. Bagley sent forward the following amendment to section 11:

"Strike out all after the word 'State' in line 7, section 11, down to and including the words 'so as to do' in line 10."

On a division the amendment was lost by the casting vote of the Speaker, Mr. Henderson in the chair.

Mr. Bagley then offered the following amendment:

"Insert after the word 'managers' in line 11, section 1, the word wilfully.

The amendment was rejected.

Section 11 of the bill was adopted.

Mr. Lineback offered the following amendment to the 12th section:

"In line 9 before the word 'such' insert the word "all," which was adopted.

The section, as amended was adopted.

Sections 13 and 14, of the bill were adopted.

Section 15, was stricken from the bill.

Section 16 was adopted with the following amendment by Mr. McGehee:

"And shall make illustrative exhibitions at all international expositions."

Section 17 was read.

Mr. Hill offered the following amendment to line 4:

"Provided. Such agents for immigration shall serve without compensation.

The amendment was rejected, and the section was adopted.

Section 18: Mr. McGehee moved to amend, by inserting "one per cent."

Mr. Roberts moved to amend the amendment by substituting " $2\frac{1}{2}$ per cent."

The amendment to the amendment was accepted, and the section as amended was adopted.

Section 19 was adopted.

Section 20 was adopted.

Section 21 was taken up.

Mr. Proffitt moved to except from the provisions of this and section 8, the counties beyond the Blue Ridge.

Mr. Abbott moved to amend by striking out all after the word "offence" in line 6.

Mr. Hill moved to except the Navassa Guano Works of New Hanover county from the provisions of this section.

Mr. Staples moved to insert the word "not," which was accepted.

Mr. King moved to amend by striking out "\$500" and and inserting "\$100."

The question was put on this amendment and it was rejected.

Mr. Harrison moved to except the county of Caswell from the provisions of this section, and the motion failed.

The amendments of Mr. Abbott and Mr. Hill were rejected.

The question was then put on the amendment of Mr-Proffitt and it was adopted.

Mr. Davis, of Lenoir, moved to adjourn until to-morrow morning at half-past ten o'clock, and the motion was lost.

Section 21, as amended, was then adopted.

Section 22 was adopted.

Section 23 was next considered.

Mr. Carter of Warren, moved to strike out in line 10 the word "five" and insert "four," and it was rejected.

Mr. Roberts moved as an amendment to an amendment of McGehee's "that this section shall not apply to purchases already made," which was accepted, and the section as amended was adopted.

Mr. Roberts called the previous question, and the main question was ordered.

The question was then put on the bill on the second reading and, as amended, it passed.

On the third reading of the bill Mr. Roberts demanded the previous question.

Mr. Bagley moved to adjourn until half-past 10 o'clock to-morrow morning.

The Speaker ruled the motion out of order, and Mr. Bagley appealed from the decision of the chair and on his appeal demanded the ayes and noes, but withdrew it, and the main question was ordered.

The question was then put on the bill on its third reading, upon which Mr. Ormond demanded the ayes and noes.

The call was sustained, and the bill passed by the following vote and was ordered to be sent to the Senate with engrossed amendments:

Affirmative—Messrs. Ardrey, Braswell, Bryant, Bryson, Carter of Buncombe, Carter of Hyde, Cary, Cobb, Council, Dunlap, Fagan, Fennell, Fox, Harriss, Haynes, Henderson, Horton, Houk, Hughes, Jarvis, Lindsay, McCubbins, McGehee, McIver, McLean, McRae, Moring, Moseley, Parish. Powell, Proffitt, Purnell, Quinnerly, Ransom, Roberts, Rose, Rowland, Ryals, Sams, Shackelford, Sharpe, Smith, Staples, Stephenson, Vaughan, Wilson of Burke, Worth and Yount—48.

Negative—Messrs. Allen, Abbott, Bagley, Baxter, Beam, Brown, Bunn, Cale, Carter of Warren, Clarke of Craven, Crews, Davis of Lenoir, Ewing, Harrison, Hill, Hood, Johnson of Warren, Johnston of Washington, King, Lineback, Lloyd, Peel, Scott, Simmons, Todd of Ashe, Todd of Wake, Ward of Bertie, White, Wilson of New Hanover, and Winslow—29.

On motion of Mr. Powell, the House adjourned until to-morrow morning at 10 o'clock.

SEVENTY-SEVENTH DAY.

House of Representatives, Wednesday, March, 7th, 1877.

The House was called to order at 10 o'clock.

Mr. Speaker Price in the chair.

The journal of yesterday was read and approved.

REPORTS OF COMMITTEES.

Mr. King, from the committee on corporations, reported favorably on the following bills:

S. B. 804, H. B. 814, an act to extend the time to incorporate the Portis Gold Mining Company;

S. B. 319, H. B. 819, an act to incorporate the Farmers, Saving Bank of Ridgeway.

Mr. Henderson, from the committee on corporations, reported favorably on the following:

H. B. 784, an act to incorporate Methodist Zion Church in Union county;

S. B. 759, a bill to amend an act entitled an act to incorporate the Wilmington and Coast Turnpike Company, ratified the 18th day of March, 1875;

S. B. 734, H. B. 799, a bill to be be entitled an act to incorporate the Dan River Coal and Mining Company; and unfavorably on H. B. 782, an act reducing the corporate limits of the town of LaGrange, in the county of Lenoir.

Mr. Wilson, of Burke, from the same committee, reported favorably on the following bills:

H. B. 778, a bill to be entitled an act to incooporate Love Grove Church, in Grant township, Pender county;

H. B. 783, a bill to be entitled an act to incorporate Mill Creek Baptist Church, in the county of Union;

S. B. 661, a bill to extend an act to incorporate the Chapel Hill Iron Mountain Railroad Company.

Mr. Todd, of Ashe, from the same committee, reported favorably on the following bills:

H. B. 823, an act to be entitled an act to amend chapter 156, laws of 1872-'73;

S. B. 629, H. B. 725, a bill to be entitled an act to amend section 41, chapter 104, Battle's Revisal; and unfavorably on H. B. 438, an act to punish marriages between the races.

Mr. Kenan, from the committee on propositions and grievances, reported favorably on the following bills:

S. B. 763, H. B. 820, a bill to afford relief to the sureties of Isaac Pipkin, late Sheriff of Hertford county;

H. B. 756, an act in relation to piloting in the waters of Carteret county;

S. B. 790, H. B 821, a bill to be entitled an act for the relief of the surities of F. W. Bell, Sheriff of Bertie;

S. B. 536, H. B. 773, a bill to be entitled an act to prevent the hauling of seines and drag nets in Uupper Broad creek, in Pamlico and Craven counties;

S. B. 696, H. B. 772 a bill to be entitled an act for the protection of cotton yards in the city of Raleigh;

Senate amendments to H. B. 624, S. B. 750, a bill to be entitled an act to incorporate Mount Mourne Lodge, No. 347, F. A. M., in the county of Iredell; and unfavorably on H. B. 689, a bill to be entitled an act to amend chapter 148, section 5, of private laws of 1868-769.

Mr. Wilson, of Burke, from the committee on finance reported favorably on S. B. 632, H. B. 798, a bill to be entitled an act to give proper publicity to legal notices requiring to be advertised.

Mr. Rose, from the judiciary committee, reported favorably on S. B 534, H. B. 646, a bill to be entitled an act to authorize Joseph A. Haywood to make title to land sold by him for taxes.

Mr. Lindsay, from the committee on counties, cities, towns and townships, reported unfavorably on H. B. 584, a bill to be entitled an act to establish a new county by the name of Highland; and on H. B. 628, a bill to be entitled an act to extend the powers and authorities of incorporated towns and villages.

Mr. Rose, from the same committee, reported favorably on S. B. 709, H. B. 810, a bill to be entitled an act to provide for the removal of the county seat of Johnston county.

Mr. Vaughan, from the judiciary committee, reported unfavorably on S. B. 669, H. B. 714, a bill to be entitled an act to amend section 2 of an act entitled an act to amend chapter 64 of Battle's Revisal, ratified the 19th day of March, 1875.

Mr. Powell, from the committee on penal institutions, reported favorably on the following bills:

S. B. 634, H. B. 807, a bill in relation to the State Penitentiary;

S. B. 730, H. B, 80), a bill to be entitled an act to provide the means for the government of the State Penitentiary;

H. B. 664, a bill to be entitled an act to protect the State's interest in contracts for the labor of convicts.

Mr. McLean, from the committee on claims, reported favorably on S. R. 590, H. R. 192, resolution requiring and providing for the indexing of the journals of the two Houses of the General Assembly and preparation and indexing of Legislative documents.

Mr. Davis, of Haywood, from the committee on counties, cities, &c., reported favorably on S. B. 695, H. B. 813,

a bill to establish Nense River township, in the county of Wake.

Mr. Hughes, from the same committee, reported favorably on S. B. 735½, H. B. 811, a bill to be entitled an act to canal Goshen swamp, in Duplin county.

Mr. Steples, from the judiciary committee, reported favorably on Senate amendments to S. B. 561, H. B. 672, a bill to amend section 1, chapter 14, laws of 1874-'75; unfavorably on S. B. 645, H. B. 796, a bill to be entitled an act to restrict the commissioners of Pender county in certain cases; favorably on S. B. 407, H. B. 740, a bill to be entitled an act to amend section 2, of article 6, of the Constitution of North Carolina; and unfavorably on the following; H. B. 435, a bill to amend section 10, chapter 105, Battle's Revisal; H. B. 364, a bill to be entitled an act to protect the State's interest in contracts for the hire of convict labor, and for other purposes; H. B. 271, a bill to be entitled an act to protect the State's interest in railroads and other corporations.

Mr. Rose, from the committee on counties, cities, &c., made an unfavorable report on a petition from citizens of Sampson, Harnett, Wayne and other counties, in relation to the establishment of a new county.

Mr. Shackelford, from the committee on engrossed bills, reported the following bills to have been correctly engrossed and they were tansmitted to the Senate for concurrence:

H. B. 481, a bill to be entitled an act to protect the farmers of Union county;

H. B. 630, a bill to be entitled an act to repeal an act to remove obstructions in Newport river, Carteret county, being chapter 99, laws of 1874-75.

The following bills and resolutions, reported as correctly enrolled by committee on enrolled bills, were duly ratified and transmitted to the Senate:

H. B. 246, S. B. 402, an act to amend sections 1 and 5, chapter 138, laws af 1873-774;

H. B 380, S. B. 488, an act to amend chapter 52, section 2, of Battle's Revisal;

H. B. 453, S. B. 543, an act to protect the deer between the 15th of January and 1st of September, in the counties of Stokes, Forsyth, Surry, &c.;

H. B. 593, S. B. 815, an act to authorze the county of New Hanover to fund its floating debt.

S. B. 435, H. B. 343, an act to extend the time of taking out grants from the State;

H. B. 422, S. B. 605, an act to incorporate Trent Lodge No 2, Independment Order of Mechanics, of the city of New Bern, county of Craven;

S. 382, H. B. 282, an act to change the days of sale.

H. B. 256, S. B. 284, an act to prevent the destruction of legal notices;

H. B. 488, S. B. 561, an act to amend certain sections of chapter 6, Battle's Revisal, in relation to the Insane Asylum at Raleigh;

H. B. 460, S. B. 604, an act to incorporate La Grange Lodge No. 70, Independent Order of Odd Fellows, in the county of Lenoir;

S. B. 599, H. B. 822, an act to legalize Blowing Rock township, in the county of Watauga;

H. B. 207, S. B. 309, an act to amend Battle's Revisal, chapter 104, section 26;

S. B. 735, H. B. 802, an act to create a new township, in the county of Greene to be known as Bull Doze township;

II. B. 177, S. B. 268, an act to punish the felling of timber in the Tennessee river in Macon county;

S. B. 497, H. B. 614, an act to amend the charter of the town of Nashville, Nash county;

- S. B. 745, H. B. 812, an act to establish two additional townships in Halifax county;
- S. B. 329, H. B. 464, an act to repeal chapter 117, of the laws of 1874-75;
- H. B. 746, S. B. 797, an act to establish Rosemath township Halifax county;
- H. B. 316, S. B. 440, an act to incorporate New Hope Baptist Church, Cleaveland county;
- H. B. 345, S. B. 259, an act to incorporate the town of Gatesville, in the county of Gates;
- S. B. 459, H. B. 682, an act to provide for the completion of the Western Asylum for the insane.
- S. B. 807, H. B. 552, an act to allow the tax collectors of the town of Concord, in the county of Cabarras, to collect arrears of taxes;
- H. B. 324, S. B. 442, an act to amend section 2, chapter 152, laws of 1871-72;
- H. B. 437, S. B. 560, an act to anthorize the clerk of the Supreme Court to administer oaths.
- H. B. 410, S. B. 825, an act to incorporate the town of Seaboard;
- H. B. 487, S. B. 630, an act to provide for the collection of taxes by the State known as the machinery act.

INTRODUCTION OF RESOLUTIONS.

By Mr. King. A resolution in relation to the sale of the Boylan lot near the State Penitentiary, which was put on the calendar.

INTRODUCTION OF BILLS

The following bills were introduced, read the first time and referred as follows:

By Mr. Price: A bill to be entitled an act to establish

a ferry in Davie and Davidson counties; which was placed on the calendar.

By Mr. McLean, an act to divide Mill's Creek township in the county of Harnett; placed on the calendar.

By Mr. Duggan, a bill to be entitled an act concerning the fees of sheriffs; referred to judiciary committee.

And By Mr. Hill, a bill for the relief of the colored insane of North Carolina, which was referred to a select committee of five.

Subsequently, by consent, Mr. Carter of Buncombe introduced a resolution amending rule 5 of this House; placed on calendar.

A message was received from the Senate transmitting the following bills and resolutions, which were read the first time and referred as follows:

- S B. 774, a bill to provide for the appointment of commissioners to confer with the holders of the State bonds; which was placed on the calendar.
- S. B. 818, a bill supplemental to an act to make all outside and division banks on Cape Fear River lawful fences, which was referred to committee on propositions and grievances.
- S. B. 820, a bill declaratory of an act to establish boards of health. Referred to the same committee.
- S. B. 819, a bill to amend section 254, chapter 17, Battle's Revisal, which was referred to the judiciary committee.
- S. B. 834, a bill to authorize certain persons to convey letters in Macon county. Referred to the committee on propositions and grievances.

A message from the Senate was also announced transmitting Senate substitute H. B. 596, S. B. 768, a bill to raise revenue, known as the revenue act, which was referred to the committee on finance.

THE CALENDAR

was taken up and the following bills were put on their sev-

eral readings and passed, and were ordered to be sent to the Senate without engrossment:

H. B. 708, a bill to repeal an act to regulate the taking of fish in the waters of New River, in Onslow county;

H. B. 693, a bill to amend an act ratified March 1875, entitled an act to extend the time for organization of certain corporations;

H. B. 744, a bill to indemnify Lenoir county for the support of certain lunatics;

H. B. 752, a bill to extend the time for the completion of certain locks and dams in the Cape Fear and Deep rivers.

H. B. 828, a bill to establish a ferry in Davie and Davidson counties;

S. B. 593, H. B. 678, a bill to reclaim wet lands was put on its several readings and passed, and was ordered to be enrolled for ratification.

The question was put on the motion to recede from the amendments to S. B. 699, a bill to establish a criminal court for the county of New Hanover.

On motion of Mr. Richardson, the House receded and the bill was ordered to be enrolled for ratification.

LEAVE OF ABSENCE

was granted to Mr. Bunn indefinetely after to-day; to Mr. McClure from Saturday to Monday, and to Mr. Proffitt indefinitely, after Friday.

On motion of Mr. Leach, Messrs. Pinnix, Henderson, Moring, Roberts, Bagley, Purnell and Bryan were excused from attendance on the House during the sessions of yesterday and to-day in order to attend the joint committee on nominations for justices of the peace.

S. B. 348, a bill to amend the general school law, was put on its third reading.

Mr. Ransom offered the following amendment:

Amend section 18 to read as follows:

"On and after the expiration of the term of office for which the present township school committee have been elected, that office shall be abrogated and the district school committee provided for in this act shall be held to be the legal successors of the township and school committee as to the school property of their respective townships."

The amendment was adopted, and the bill so amended passed its third reading and was ordered to be sent to the Senate with engrossed amendments.

S. B. 666, H. B. 732, a bill to authorize the commissioners of Sampson county to levy a special tax, was put on its second reading and passed by the following vote:

Affirmative—Messrs. Allen, Abbott, Ardrey, Baxter. Beam, Braswell, Brown, Bryson, Cale, Cary, Clark of Bladen, Clarke of Carven, Cobb, Cyuncil, Crews, Davis of Haywood, Davis of Lenoir, Duggan, Dunlap, Fagan, Fennell, Fox, Gaither, Geoffroy, Godwin, Harrison, Harriss, Hartsell, Haynes, Hood, Horton, Houk, Hughes, Johnson of Warren, King, Leach, Lindsay, Lineback, McBrayer, McCubbins, McLean, McClure, McRae, Maddrey, Moring, Moseley, Ormond, Parish, Peel, Powell, Purnell, Quinnerly, Ransom, Reynolds, Richardson, Rowland, Rush, Ryals, Sams, Scott, Shackelford, Sharpe, Simmons, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, Ward of Bertie, White, Wilson of Burke, Wilson of Transylvania and Winslow—78.

Negative—Messrs. Bledsoe and Bunn—2.

H. B. 195, a resolution in regard to the Boylan lot, near the penitentiary, was put on its passage and adopted, and was ordered to be engrossed and sent to the Senate.

H. B. 492, a bill to allow the commissioners of Robeson county to levy a special tax, was put on its second reading and passed by the following vote:

Affirmative—Messrs. Allen, Ardrey, Baxter, Beam, Braswell, Brown, Bryant, Bryson, Cale, Carter of Buncombe,

Carter of Hyde, Cary, Clarke of Craven, Cobb, Cooper, Council, Davis of Haywood, Davis of Lenoir, Dunlap, Ewing, Fagan, Fennell, Fox, Gaither, Geoffroy, Harrison, Harriss, Hartsell, Haynes, Hill, Hood, Horton, Houk, Hughes, Jarvis, Kenan, King, Lindsay, Lineback, M'Brayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Maddrey, Moseley, Ormond, Parish, Peel, Powell, Proffitt, Quinnerly, Ransom, Reynolds, Rogers, Rose, Rowland, Rush, Ryals, Sams, Scott, Shackelford, Sharpe, Shotwell, Simmons, Singeltary, Simpson, Spake, Staples, Stephenson, Swaim, Vaughan, Ward of Chowan, Ward of Bertie, White, Wilson of Burke, Wilson of Transylvania, Winslow and Worth—81.

Negative—Messrs. Bledsoe, Clark of Bladen, Purnell and Todd of Ashe—4.

S. B. 805, H. B. 816, a bill to amend Battle's Revisal concerning lunatics, was put on its second reading.

Mr. King moved to lay the bill on the table, but withdrew the motion to permit discussion.

Mr. King then renewed his motion to table, and on that question demanded the ayes and noes.

The call was sustained and the bill was laid on the table by the following vote:

Affirmative—Messrs. Allen, Abbott, Ardrey, Bagley, Baxter, Beam, Bledsoe, Braswell, Brown, Bryant, Bunn, Carter of Warren, Cary, Clarke of Craven, Cooper, Council, Crews, Davis of Lenoir, Duggan, Ennis, Ewing, Gaither, Haynes, Hill, Hood, Horton, Hughes, Johnson of Warren, Johnston of Washington, Kenan, King, Lineback, Lloyd, McIver, McRae, Ormond, Peel, Proffitt, Ransom, Reynolds, Richardson, Rogers, Rowland, Ryals, Scott, Sharpe, Simmons, Smith, Stephenson, Todd of Ashe, Todd of Wake, Vaughan, Ward of Chowan, Ward of Bertie, White, Wilson of New Hanover and Yount—57.

Negative—Messrs. Austin, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Davis of Haywood,

Dunlap, Fagan, Fennell, Fox, Geoffroy, Godwin, Harrison, Harriss, Hartsell, Henderson, Houk, Jarvis, Lindsay, Leach, M'Brayer, McCubbins, McGehee, McLean, McClure, Maddrey, Moring, Moseley, Parish, Pinnix, Powell, Quinnerly, Roberts, Rose, Rush, Sams, Shackelford, Shotwell, Singeltary, Simpson, Spake, Swaim, Wilson of Burke, Wilson of Transylvania, Winslow and Worth—47.

THE SPECIAL ORDER,

S. B. 441, a bill for the relief of the North Carolina Agricultural Society, on motion on of Mr. Roberts, was postponed and made the special order for Friday at 12 o'clock.

S. B. 429, H. B. 679, an act to amend chapter 301, laws of 1874–'75, entitled an act providing a fence law for the counties of Anson, Union and Guilford, was put on its third reading and passed, and was ordered to be sent to the Senate with engrossed amendments.

H. R. 188, a resolution in favor of J. D. Stanford, as special committee to visit Tarboro and other places, was put on its adoption and passed, and was ordered to be sent to the Senate without engrossment.

S. B. 695, H. B. 813, a bill to establish Neuse River township, in the county of Wake.

Mr. Bledsoe moved to lay the bill on the table, but withdrew it temporarily.

After discussion the motion was renewed and lost.

Mr. Bledsoe moved to indefinitely postpone the bill, and on that motion called the ayes and noes.

The call was sustained and the motion prevailed by the following vote:

Affirmative—Messrs. Allen, Bagley, Bledsoe, Brown, Bryant, Bryson, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Council, Crews, Ennis, Ewing, Harrison, Haynes, Hill, Hood, Houk, Johnson of Warren, Johnston of Washington, Lineback, Lloyd, Quinnerly, Reynolds, Rogers, Scott,

Simmons, Ward of Chowan, Ward of Bertie. White, Wilson of Burke, Wilson of New Hanover and Wilson of Transylvania—35.

Negative—Messrs. Ardrey, Baxter, Beam, Braswell, Carter of Buncombe, Clark of Bladen, Cobb, Cooper, Fagan, Fennel, Fox, Gaither, Geoffroy, Harriss, Hartsell, Henderson, Hørton, King, Leach, M'Brayer, McCubbins, McGehee, McLean, McRae, Maddrey, Moring, Moseley, Parish, Peel, Powell, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Spake, Todd of Ashe, Winslow and Yount—49.

Mr. Bledsoe moved that the question to postpone be made the special order for 11 o'clock on Monday, and called the ayes and noes upon his motion; and the motion was lost by the following vote:

Affirmative—Messrs. Allen, Austin, Bagley, Bledsoe, Brown, Bunn, Cale, Carter of Warren, Cary, Clarke of Craven, Crews, Davis of Lenoir, Ennis, Ewing, Harrison, Haynes, Hood, Horton, Houk, Johnson of Warren, Johnston of Washington, Lineback, Lloyd, Ormond, Quinnerly, Reynolds, Rogers, Scott, Simmons, Simpson, Ward of Chowan, Ward of Bertie, White, Wilson of New Hanover and Wilson of Transylvania—35.

Negative—Messrs. Ardrey, Baxter, Braswell, Clark of Bladen, Cobb, Council, Dunlap, Fagan, Fennell, Fox, Gaither, Geoffroy, Godwin, Harriss, Hartsell, Henderson, Kenan, King, Lindsay, Leach, M'Brayer, McCubbins, McGehee, McLean, McRae, Maddrey, Moring, Moseley, Parish, Peel, Powell, Ransom, Richardson, Rose, Rowland, Rush, Ryals, Shackelford, Sharpe, Shotwell, Singeltary, Smith, Stephenson, Todd of Ashe, Wilson of Burke, Winslow and Worth—47.

Mr. Rose called the previous question on the passage of the bill on the second reading. The call was sustained and the main question ordered. The question then recurred upon the passage of the bill on the second reading, upon which Mr. Bagley demanded the ayes and noes. The call was sustained and the bill passed the second reading by the following vote:

Affirmative—Messrs. Ardrey, Baxter, Beam, Braswell, Brown, Carter of Buncombe, Clark of Bladen, Cobb, Davis of Haywood, Dunlap, Fagan, Fennell, Fox, Geoffroy, Godwin, Harriss, Hartsell, Henderson, Horton of Wilkes, Kenan, King, Lindsay, Leach, M'Brayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Maddrey, Moring, Moseley, Parish, Peel, Powell, Ransom, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Singeltary, Stephenson, Todd of Ashe, Wilson of Burke, Winslow and Worth—50.

Negative—Messrs. Allen, Bagley, Bledsoe, Bryant, Cale Carter of Warren, Cary, Clarke of Craven, Council, Crews', Davis of Lenoir, Ennis, Ewing, Haynes, Hill, Hood, Johnson of Warren, Johnston of Washington, Lineback, Lloyd, Ormond, Reynolds, Scott, Simmons, Ward of Chowan, Ward of Bertie, White, Wilson of New Hanover, and Wilson of Transylvania—29.

Mr. Wilson, of Burke, moved to refer the bill to the committee on propositions and grievances, with instructions to report to-night, subsequently withdrawn.

On the third reading of the bill, Mr. Rose called the previous question. On that motion Mr. Bagley called the ayes and noes, and Mr. Clarke, of Craven, demanded a count by tellers, and the call for the ayes and noes was lost.

Mr. Bagley moved to lay the bill on the table, and on that motion demanded the ayes and noes, and Mr. Clarke, of Craven, demanded a count by tellers, and the call for the ayes and noes was not sustained.

The previous question was sustained and the main question was ordered.

The question was then on the passage of the bill on its third reading. Upon which Mr. Bagley called the ayes and noes. The call was sustained and the bill passed by the following vote, and was ordered to be enrolled for ratifica-

Affirmative—Messrs. Ardrey, Baxter, Beam, Braswell, Carter of Buncombe, Cobb, Council, Davis, of Haywood, Dunlap, Fagan, Fennell, Fox, Gaither, Geoffroy, Godwin, Harriss, Hartsell, Henderson, Horton, Kenan, King, Lindsay, Leach, M'Brayer, McCubbins, McIver, McLean, McClure, McRae, Maddrey, Moring, Moseley, Parish, Peel, Pinnix, Powell, Ransom, Richardson, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Singeltary, Simpson, Todd of Ashe, Winslow, Worth and Yount—50.

Negative—Messrs. Allen, Bagley, Bledsoe, Brown, Bryant, Bunn, Cale, Carter of Warren, Cary, Clark of Bladen, Clarke of Craven, Cooper, Crews, Davis of Lenoir, Duggan, Harrison, Haynes, Hill, Hood, Hughes, Jarvis, Johnson of Warren, Johnston of Washington, Lineback, Lloyd, Ormond, Purnell, Quinnerly, Rogers, Scott, Simmons, Spake, Todd of Wake, Ward of Chowan, Ward of Bertie, White, Wilson of Burke, Wilson of New Hanover and Wilson of Transylvania—39.

H. B. 759, a bill to amend an act to incorporate the Wilmington and Coast Turnpike Company, ratified March 19th, 1875, was put on its several readings and passed and was ordered to be engrossed and sent to the Senate.

II. B. 829, a bill to divide Mills Creek township, in the county of Harnett, was put on its several readings and passed, and was ordered to be sent to the Senate without engrossment.

On motion of Mr. Moring, H. B. 706, a bill to regulate elections, was made the special order to-night at 8 o'clock.

S. B. 590, H. B. 192, a resolution providing for the indexing of the journals of the two Houses of the General Assembly and of the public documents, was put on its adoption.

Mr. Harrison moved to lay the resolution on the table. The motion was not sustained but the resolution failed to pass its second reading.

S. B. 820, a bill declaring the meaning of an act passed at

the present session of the General Assembly entitled "an act to establish boards of health," ratified February 12th, 1877, was put on its several readings and was ordered to be enrolled for ratification.

Mr. Leach moved to reconsider the vote by which S. B. 590 failed to pass its second reading.

Mr. Harrison moved to lay the motion to reconsider on the table, and on a division, the motion to table the motion to reconsider was lost by the casting vote of the Speaker.

Reconsideration was had, and the resolution was again put on its second reading and failed for want of a quorum voting.

S. B. 714, H. B. 817, a bill to amend the charter of the town of Fayetteville, and to regulate the election of mayor and commissioners, was put on its second reading. Upon which Mr. Rose demanded the ayes and noes. The call was sustained and the bill passed its second reading by the following vote:

Affirmative—Messrs. Ardrey, Austin, Baxter, Beam, Braswell, Brown, Bryant, Carter of Bumcombe, Clark of Bladen, Cobb, Cooper, Davis of Haywood, Dunlap, Fagan, Fennell, Fox, Gaither, Godwin, Harriss, Hartsell, Horton, Hughes, Kenan, King, Leach, Lindsay, McBrayer, McCubbius, McGehee, McIver, McLean, McClure, McRae, Maddrey, Moring, Moseley, Moye, Ormond, Parish, Peel, Proffitt, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Simpson, Smith, Spake, Stephenson, Vaughan, Wilson of Burke, Wilson of Transylvania, Worth and Yount—61.

Negative—Messrs. Allen, Bagley, Bledsoe, Bryson, Bunn, Cale, Carter of Buncombe, Clarke of Craven, Council, Davis of Lenoir, Ennis, Haynes, Johnson of Warren, Lineback, Lloyd, Reynolds, Rogers, Simmons, Todd of Ashe, Todd of Wake, Ward of Chowan, Ward of Bertie and Wilson of New Hanover—22.

The bill was then put on its third reading and passed, and was ordered to be enrolled for ratification.

S. B. 774, H. B. 836, a bill to provide for the appointment of commissioners to confer with the holders of the valid bonds of the State, was taken up, and on motion of Mr. Todd, of Ashe, was made the special order for to-night at 9 o'clock.

Mr. Wilson, of New Hanover, moved to adjourn, and the motion did not prevail.

S. B. 715, H. B. 766, a bill to be entitled an act to incorporate Cumberland Lodge, No. 5, Knights of Pythias, in the town of Fayetteville, was taken up, passed its second and third readings, and was ordered to be enrolled for ratification.

H. R. 190, resolution to request the judge of the United States Circuit Court to revoke or suspend the order appointing a receiver in the Swasey suit and for other purposes, was taken from the calendar and adopted.

By consent Mr. Rose introduced a bill to amend chapter 247, section 1, of laws of 1874-'75, in relation to fees in State cases. Referred to the judiciary committee.

H. B. 557, a bill to amend an act entitled an act to charter the Georgia and North Carolina Railroad, chapter 167, laws of 1870–'71, passed its second and third readings, and was ordered to be engrossed and sent to the Senate.

On motion of Mr. Clarke, of Craven, the House adjourned until half-past 7 o'clock to-night.

EVENING SESSION.

House of Representatives, Tuesday, March 7, 1877.

The House was called to order at half-past 7 o'clock. Mr. Speaker Price in the chair.

Leave of absence was granted to Mr. Beam from Friday, indefinitely.

S. B. 550, H. B. 730, a bill to be entitled an act to prohibit the sale of spirituous liquors in certain localities, was taken up, and the question was on the substitute offered by the committee.

Mr. McCubbins offered the following amendment:

Strike out "the first of June" and insert "from and after its ratification."

The amendment was adopted.

Mr. Lloyd offered an amendment, which was rejected.

The question was then on the substitute as amended, on its second reading, and it passed and without objection went to its third reading, passed and was ordered to be sent to the Senate without engrossment.

Mr. Jarvis introduced a bill to authorize the commissioners of Beaufort county, and of the town of Washington, to levy a special tax of one thousand dollars, which was referred to the calendar.

Mr. Shackelford, from the committee on engrossed bills, reported the following bills, &c., to have been correctly en-

grossed, and they were transmitted to the Senate for con-

H. B. 557, a bill to be entitled an act to amend an act entitled an act to charter the Georgia and North Carolina Railroad Company, chapter 167, laws of 1870-'71;

H. R. 190, resolution to request the Judge of the Circuit Court of the United States to revoke or suspend the order appointing a receiver in the "Swasey suit," and for oth r purposes;

H. R. 195, resolution in regard to the Boylan lot near the penitentiyry;

Engrossed amendments to S. B. 668, H. B. 743, a bill to be entitled an act to establish a Department of Agriculture, Immigration and Statistics and for encouragement of sheep husbandry.

Mr. McGehee moved that the vote by which the agricultural bill passed its third reading be reconsidered, and reconsideration was had.

Mr. McGehee moved that a message be sent to the Senate asking the return of the agricultural bill, and it was so ordered by the House.

A message was received from the Senate transmitting S. B. 886, an act supplemental to an act entitled an act to amend the charter of the town of Salem, in Forsyth county, passed at the present session of the General Assembly.

On motion, the bill was taken up for the consideration of the House, passed its second and third readings and was ordered to be enrolled for ratification.

The bill is entered on the House calendar as H. B. 839.

S. B. 692, H. B. 797, an act to be entitled an act to define the jurisdiction of the Judges of the Superior Courts in granting injunctions, &c., was taken up, passed its several readings and was ordered to be enrolled for ratification.

A message was announced from the Senate transmitting
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to the House the information that the Senate had conenrred in the House amendments to S. B. 418, H. B. 348, a bill to revise and consolidate the public school law.

Mr. Fulcher was announced as being detained from his seat in the House by sickness.

S. B. 727, H. B. 794,a bill to be entitled an act to amend section 74, of the code of civil procedure, and in other particulars, was taken up and passed its second and third readings, and was ordered to be enrolled for ratification.

S. B. 763, H. B. 820, a bill to afford relief to the sureties of Isaac Pipkin, late Sheriff of Hertford county, passed its second and third readings and was ordered to be enrolled for ratification.

The honr for the

SPECIAL ORDER

having arrived, being H. B. 706, a bill to be entitled an act to regulate elections, Mr. Henderson moved that the bill be considered by sections, and the motion was adopted.

The question was on the adoption of the amendments of the committee to section 1.

They were adopted and the section as amended was adopted.

Section 2, 3, 4 and 5 were all adopted.

The amendments of the committee to section 6 were adopted and the section as amended was also adopted.

Sections 7, 8, 9, 10 and 11 were adopted.

Section 12 was adopted, with the amendments submitted by the committee.

Sections 13, 14, 15, 16 and 17 were all adopted.

The amendments of the committee to section 18 prevailed and the section as amended was adopted.

Sections 19, 20, 21, 22, 23 and 24 were adopted.

The amendments of the committee to section 25 prevailed

and the section as amended was adopted.

Section 26 and 27 were adopted.

The 28th section, with the amendments recommended by the committee, was adopted.

Sections 29, 30, 31, 32, 33, 34, 35, 36 and 37 were all adopted.

Sections 38, 39, 40, 41, 42, 43, 44, 45, 46, 47 and 48 were all adopted.

The amendments offered by the committeee to section 49 were accepted by the House, and the section as amended was adopted.

Sections 50, 51, 52, 53 and 54 were adopted.

Section 55 was adopted with amendments recommended by the committee.

Section 56, 57, 58, 59 and 60 were adopted without amendment.

[On motion of Mr. McLean, Gov. Vance being present, was invited to a seat on the floor of the House, and Mr. McLean was requested to conduct him to a seat.]

Mr. Clarke of Craven, offered the following amendment:

Amend section 61 by inserting in the first line thereof, after the word "shall," the words "wilfully and fraudlently."

The amendmendment was rejected.

Section 61 was adopted.

[On motion of Mr. Cobb, Judge Schenck was invited to a seat on the floor of the House, and Mr. Cobb requested to conduct him to a seat.]

The amendments of the committee to section 62, 63 and 64 were adopted and the sections as amended were all adopted.

Sections 65 and 66 were adopted.

The hour for the special order having arrived, the present

further consideration of the speccial order was postponed until a disposal of the matter now before the House.

The consideration of the election bill was continued.

Sections 67, 68 and 69 were adopted.

The amendments offered by the committee to section 70 prevailed and the section as amended was adopted.

Sections 71, 72 and 73 were adopted with the amendments offered by the committee.

The amendments offered by the committee to section 74 were adopted.

Mr. Clarke of Craven, sent forward the following amendment:

Amend section 74, line 11, by striking out the words "a misdemeanor" and inserting the words "an infamous crime."

The amendment prevailed and the section as amended was adopted.

Sections 75 and 76 were stricken out.

The amendments offered by the committee to sections 77 and 78 were adopted and the sections as amended were adopted.

Sections 79, 80, 81 and 82 were adopted.

The question was upon the passage of the bill as amended, and the bill passed its second reading and was put on its third reading.

Mr. McBrayer offered the following amendment to section 32:

Amend section 32 by striking out in line 36 the word "Cleveland" and insert in the place thereof "Gaston."

The amendment was accepted.

: 1 673331 offered the following:

Amend section 32 by striking out in line 16, the words "Leesville in Robeson county" and insert "Lennon's Cross Roads, near Francis Lennon's, in Columbus county."

The amendment was accepted.

Mr. Dunlap offered the following amendment to the same section, which was also adopted:

"Strike out "Lanesboro," in line 24, section 32, and insert "Mulholey."

Mr. Clarke of Craven, offered the following amendment to section 11:

Amend by inserting in section 11, line 23, after the word "person," "knowingly and fraudulently."

The amendment prevailed.

Mr. Henderson offered the following to section 18, which was adopted:

Amend section 18 by adding after the word "ballot" the following: "Justices of the Supreme Court, Judges of the Superior Court and Solicitors shall be voted for on one ballot."

Amend section 18, in line 9, by adding after the word "county" the following: "Clerk of the Superior."

Mr. Lloyd offered an amendment to section 11, and Mr. Clarke of Craven, offered amendments to sections 15 and 22, all of which were rejected.

Mr. Henderson demanded the previous question.

The call was sustained and the main question ordered.

On the passage of the bill on its third and final readings, Mr. Ormand demanded the ayes and noes.

The call was sustained and the bill then passed by the following vote, and was ordered to be engrossed and sent to the Senate:

Affirmative—Messrs. Abbott, Ardrey, Austia, Baxter, Beam, Braswell, Brown, Bryson, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dunlap, Fagan, Fennell, Fox, Gaither, Geoffroy, Godwin, Hartison, Harriss, Hartsell, Henderson, Horton, Houk, Hughes, Kenan, Leach, Lindsay, McBrayer, McCubbins, McGehee, McIver, McRae, Moring, Morris, Moseley, Moye, Parish, Pinnix, Powell, Proffitt, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Simpson, Smith, Spake, Staples, Stephenson, Swaim, Vaughan, Wilson of Burke, Wilson of Transylvania, Winslow, Worth and Yount—67.

Negative—Messrs. Bagley, Bledsoe, Bryant, Cale, Carter of Warren, Clarke of Craven, Crews, Davis of Lenoir, Duggan, Ennis, Haynes, Hill, Hood, Johnson of Warren, Lineback, Lloyd, Ormond, Purnell, Rogers, Simmons, Todd of Wake, Ward of Chowan, Ward of Bertie and Wilson of New Hanover—24.

Mr. Moring moved that the vote by which the bill passed its third reading be reconsidered and that motion laid on the table, and the motion prevailed.

message was received from the Senate transmitting the bill asked for by the House in its last message, being H. B. 742, S. B. 668, a bill known as the agricultural bill.

M.. McGehee sent forward the following amendment:

Amend section 8, line 7, by adding after the words "quality" the following: "And he shall pay a tax of fifty cents per ton for every ton so sold."

Mr. McBrayer offered an amendment to section 24.

The question being upon the amendment offered by Mr. McGehee, it was adopted.

Mr. McBrayer moved to reconsider the vote by which the bill passed its third reading.

On that motion, Mr. Bledsoe called for the ayes and noes, and the call was not sustained.

Mr. McGehee moved to table the motion to reconsider. On that motion Mr. Bledsoe demanded the ayes and noes. The call was not sustained, and the question being on the motion of Mr. McGenee to table the motion to reconsider,

On a division the motion to lay on the table prevailed. The Speaker announced the hour for the second special order, being the Senate amendments to the revenue bill, as having arrived.

Mr. Ewing moved to adjourn until half-past ten o'clock to-morrow, on which motion, Mr. Roberts called for the ayes and noes.

The call was sustained and the House refused to adjourn by the following vote:

Affirmative—Messrs. Ardrey, Bagley, Bryant, Cale, Carter of Warren, Clark of Bladen, Clarke of Craven, Davis of Lenoir, Duggan, Ennis, Ewing, Fennell, Gaither, Harriss, Hill, Hughes, Johnston of Warren, Leach, Lindsay, Lineback, Lloyd, McBrayer, McIver, McLean, Moye, Peel, Proffitt, Purnell, Quinnerly, Ransom, Russell, Sharpe, Simmons, Simpson, Todd of Wake, Ward of Chowan, Wilson of New Hanover, Wilson of Transylvania and Yount—40.

Negative—Messrs. Abbott, Austin, Aycock, Baxter, Bledsoe, Braswell, Brown, Bryson, Cooper, Council, Crews, Davis of Haywood, Dunlap, Fagan, Fox, Geoffroy, Godwin, Hartsell, Haynes, Henderson, Horton, Houk, McCubbins, McGehee, McRae, Morriss, Moseley Parish, Pinnix, Richardson, Roberts, Rose, Rowland, Rush, Ryals.

Sams, Shackelford, Smith, Staples, Stephenson, Swaim, Vanghan, Wilson of Burke, winslow and orth—45.

Mr. McGehee moved to concur in the Senate amendments to the bill. Lost.

Mr. Vaughan moved to amend that portion of the bill in regard to poll tax by raising it from eighty-six to eighty-nine cents, and on that motion demanded the ayes and noes.

The call was sustained and the amendment rejected by the following bill.

Affirmative—Messrs. Abbott, Austin, Baxter, Brown, Bryson, Carter of Buncombe, Cary, Cooper, Davis of Haywood, Dunlap, Ennis, Gaither, Geoffroy, Godwin, Hartsell, Henderson, Leach, McBrayer, McCubbins, McGehee, Moring, Morris, Parish, Pinnix, Proffitt, Richardson, Roberts, Rose, Rush, Sams, Sharpe, Staples, Swaim, Todd of Wake, Wilson of Burke, Wilson of Transylvania and Worth—37.

Negative—Messrs. Aycock, Bagley, Beam, Bledsoe, Braswell, Bryant, Cale, Carter of Warren, Clark of Bladen, Clarke of Craven, Council, Crews, Davis of Lenoir, Duggan, Ewing, Fagan, Fennell, Fox, Harrison, Harriss, Haynes, Hood, Horton, Houk, Hughes, Johnson of Warren, Kenan, Lindsay, Lineback, Lloyd, McIver, McLean, McRae, Moseley, Moye, Ormond, Peel, Purnell, Quinnerly, Ransom, Rogers, Kowland, Russell, Shackelford, Simmons, Simpson, Stephenson, Vaughan, Ward of Chowan, Wilson of New Hanover, Winslow and Yount—52.

Mr. Pinnix moved to reconsider the vote by which the House refused to concur in the Senate amendment.

Mr. Davis of Lenoir, moved to refer the whole matter to a special committee of three on the part of the House and two on the part of the Senate.

The question being on motion of Mr. Pinnix, to reconsider,

Mr. Ormond moved to lay that motion on the table.

The motion to table did not prevail.

On Mr. Pinnix's motion to reconsider, Mr. Vanghan demanded the ayes and noes.

The call was sustained and reconsideration was had by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Austin, Baxter Brown, Bryant, Bryson, Carter of Buncombe, Cary, Cooper, Davis of Haywood, Dunlap, Fagan, Gaither, Geoffroy, Godwin, Haynes, Henderson, Hughes, Leach, McBrayer, McCubbins, McGehee, McRae, Moring, Morris, Parish, Pinnix, Richardson, Roberts, Rose, Rowland, Rush, Russell, Sams, Shackelford, Sharpe, Smith, Staples, Swaim, Todd of Wake, Wilson of Burke, Wilson of Transylvania and Worth—44.

Negative—Messrs. Aycock, Bagley, Beam, Bledsoe, Braswell, Cale, Carter of Warren, Clark of Bladen, Clarke of Craven, Council, Crews, Davis of Lenoir, Duggan, Ennis, Ewing, Fox, Harrison, Hood, Horton, Houk, Johnson, of Warren, Kenan, Lindsay, Lineback, Lloyd, McIver, McLean, Moseley, Moye, Ormond, Peel, Purnell, Quinnerly, Ransom, Rogers, Simmons, Simpson, Stephenson, Vaughan, Ward of Chowan, Wilson of New Hanover and Winslow—42.

Mr. Vaughan moved to adjourn until ten o'clock to morrow.

Mr. Ormond moved to amend by saying "half-past ten." The amendment was rejected and the question recurring on the motion of Mr. Vaughan, on a division, the House refused to adjourn.

Mr. Bledsoe called for the reading of the amendments.

Mr. Clarke of Craven, moved to dispense with the reading of the amendments, and the motion prevailed.

The question then recurring on the motion of Mr. Mc-Gehee, to concur in the Senate amendments, upon that motion, Mr. Vaughan demanded the ayes and noes.

The call was sustained and the Senate amendments concurred in, by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Austin, Baxter. Brown, Bryant, Bryson, Carter of Buncombe, Cooper, Davis of Haywood, Dunlap, Ennis, Fagan, Fennell, Gaither, Geoffroy, Godwin, Harriss, Hartsell, Haynes, Henderson, Leach, McBrayer, McCubbins, McGehee, McRae, Moring, Parish, Pinnix, Richardson, Roberts, Rose, Rowland, Rush, Russell, Ryals, Sams, Shackelford, Sharpe, Smith, Staples, Swaim, Wilson of Burke and Worth—45.

Negative—Messrs. Aycock, Bagley, Beam, Bledsoe, Braswell, Cale, Clark of Bladen, Clarke of Craven, Council, Crews, Davis, of Lenoir, Duggan, Ewing, Hood, Horton, Houk, Johnson, of Warren, Kenau, Lindsay, Lineback, Lloyd, McIver, McLean, Morris, Moseley, Moye, Ormond, Peel, Purnell, Ransom, Rogers, Simmons, Simpson, Todd of Wake, Vaughan, Ward of Chowan, Wilson of New Hanover, Wilson of Transylvania and Winslow—39.

Mr. Pinnix moved to reconsider the vote by which concurrence was had in the Senate amendments and to lay that motion on the table.

The call was sustained and the motion to reconsider was laid on the table by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Austin, Aycock, Brown, Bryant, Bryson, Carter of Buncombe, Cooper, avis, of Haywood, Dunlap, Fagan, Gaither, Geoffroy, Harris, Hartsell, Haynes, Henderson, Leach, McCubbins, McGehee, McRae, Moring, Parish, Pinnix, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Russell, Sams, Shackelford, Sharpe, Smith, Staples, Swaim, Wilson of Burke, Winslow and Worth—42.

Negative—Messrs. Bagley, Bledsoe, Braswell, Cale, Clark of Bladen, Clarke of Craven, Crews, Davis of Lenoir, Dug-

gan, Ennis, Ewing, Harrison, Hill, Hood, Horton, Houk, Hughes, Johnson of Warren, Kenan, Lindsay, Lineback, Lloyd, McBrayer, McIver, McLean, Morris, Moseley, Moye, Ormond, Peel, Purnell, Rogers, Simmons, Stephenson, Todd of Wake, Vanghan, Ward of Chówan, Wilson of transylvania—38.

And on motion of Mr. Ormond the House adjourned until 10 o'clock to-morrow morning.

SEVENTY-EIGHTH DAY.

House of Representatives, Tuesday, March 8th, 1877.

The House was called to order at 10 o'clock.

Mr. Speaker Price in the chair.

The journal of yesterday was read and approved.

REPORTS OF COMMITTEES.

Mr. Kenan, from the committee on propositions and grievances, reported favorably on the following bills:

S. B. 818, H. B. 833, a bill to be entitled an act supplemental to an act of the present session entitled an act to make all ontside and division banks on the Cape Fear river lawful fences;

S. B. 535, a bill to be entitled an act for the relief of the sureties of of T. F. Lee;

S. R. 762, H. R. 193, resolution in favor of H. L. Watson, tax collector of Johnston county;

S. B. 701, H. R. 191, resolution in favor of James T. Hunter, Sheriff of Alamance.

Mr. Rush, from the committee on counties, cities, towns, &c., reported favorably on the following bills:

H. B. 781, a bill to confirm a change of the line between Forbush and Liberty townships, in Yadkin county;

S. B. 720, H. B. 776, a bill to be entitled an act to change the names of certain townships in Pender county.

Mr. King desired to have his vote recorded in the negative on the vote on concurrence in the Senate amendments to the revenue bill, had on yesterday, and leave was granted.

Mr. Shackelford, from the committee on engrossed bills, reported the following bills and amendments to have been correctly engrossed, and they were transmitted to the Senate for concurrence:.

H. B. 759, a bill to be entitled an act to amend an act entitled an act to incorporate the Wilmington and Coast Turnpike Company, &c;

H. B. 706, a bill to be entitled an act to regulate elections;

Engrossed amendments to S. B. 668, H. B. 742, a bill to be entitled an act to establish a Department of Agriculture, Immigration and Statistics, and for the encouragement of sheep husbandry;

Engrossed amendments to S. B. 429, H. B. 697, a bill to be entitled an act to amend chapter 201, laws of 1874-'75, entitled an act providing a fence law for the counties of Anson, Union and Guilford.

INTRODUCTION OF BILLS

The following bills were introduced, read the first time and referred as follows:

By Mr. Richardson: A bill to be entitled an act to amend sec. 16, chap. 2, Battle's Revisal, which was referred to the calendar.

By Mr. Richardson, for committee: A bill to amend an act entitled an act to amend an act to incorporate the Atlantic and North Carolina and the N. C. and Western Railroad Companies, which was placed on the calendar.

By Mr. Carter, of Buncombe: A bill to be entitled an act to allot and distribute the judicial power of the State, placed on the calendar.

By Mr. Henderson: A bill to be entitled an act to take depositions in civil actions, which was referred to the committee on the judiciary.

By Mr. Henderson: A bill to be entitled an act concerning the maintenance of lunatics outside of the lunatic asylum, which was referred to the committee on insane asylums

By consent, Mr. Clarke, of Craven, introduced a resolution in regard to locating the colored asylum at Newbern, N. C., which was referred to a select committee on location of colored asylum.

A message was received from the Senate transmitting Senate amendments to H. B. 685, S. B. 851, a bill to divide the State into nine judicial districts, and to provide for the election of the Justices of the Supreme Court, three Judges of the Superior Court and nine Solicitors;

Senate amendments to H. B. 576, S. B. 784, a bill to provide for the support of the North Carolina Institution for the Deaf Dumb and Blind for the years 1877-'78.

A message was also received transmitting S. B. 680, a

bill to prevent the registers of deeds from acting in the capacity of an attorney at law, which was read the first time and placed on the calendar.

A message was also announced from the Senate informing the House that the Senate had concurred in all the House amendments to S. B. 668, H. B. 742, a bill to establish a Department of Agriculture, Immigration and Statistics, and for other purposes, except the following:

"In section 21, line 10, insert between the words 'has' and 'been' the word 'not,' so as to read 'has not been paid.'"

And have also concurred in the amendment to section 24, to add at the end thereof the following:

"And obtain a license for the sale thereof as herein provided;

Provided, This section shall not apply to purchases already made."

With the following amendment thereto:

"Substitute the word 'act' for the word 'section,' in the second line of the proviso, between the words 'this' and 'shall."

A message was also announced transmitting S. B. 821, a bill supplemental to an act to provide a suitable building for the Governor of the State, which was read the first time and placed on the calendar.

A message was received from the Senate transmitting S. B. 880, a bill supplemental to an act ratified February 17th, 1877, which was read the first time and placed on the calendar.

Also transmitting S. B. 121, a bill concerning the paupers of the State, which was placed on the calendar.

A message was announced from the Senate transmitting the following bills and resolutions:

- S. R. 737, resolution in favor of certain maimed officers and soldiers, which was placed on the calendar;
- S. B. 619, a bill to amend the charter of the town of Scotland Neck, in Halifax county, which was placed on the calendar.
- S. B. 804, H. B. 814, an act to extend the time to incorporate the Portis Gold Mining Company, in Franklin county, passed its second and third readings and was ordered to be enrolled for ratification.
- S. B. 472, H. B. 774, a bill to be entitled an act to establish normal schools, passed its second and third readings and was ordered to be enrolled for ratification.

Indefinite leave of absence was granted to Mr. Vaughan from and after to day.

- S. B. 428, on motion of Mr. Davis of Lenoir, was laid on the table.
- H. R. 176, a resolution in relation to necessary repairs on State property, was taken up.

Mr. Powell offered an amendment to section 2, which was accepted, and the resolution, as amended, was ordered to be sent to the Senate without engrossment.

Mr. Vaughan presented the following protest egainst the action of the House in the passage of the bill providing for the establishment of a criminal court for the county of New Hanover:

We protest against the action of this House in passing the act to create a criminal court for the county of New Hanover, for the reason, that so much of such act as gives to said court the exclusive appellant jurisdiction over criminal actions tried before Justices of the Peace, is in direct conflict with and repugnant to section 27, articleIV, of the constitution (see constitution as revised by the General Assembly.)

(Signed.)

E. L. VAUGHAN, of Alleghany, J. W. TODD, of Ashe.

S. B. 784, H. B. 787, a bill to provide for the holding of the May term of Pitt Superior Court, was put on its several readings, and passed, and was ordered to be engrossed

S. B. 784, a bill to incorporate Zion Methodist church, in Union county, passed its several readings and was ordered to be engrossed.

S. B. 681, H. B. 727, a bill to give Justices of the Peace jurisdiction of civil actions not founded on contracts, was taken up.

The amendment of the committee were adopted and the bill as amended, passed its several readings and was ordered to be sent to the Senate without engossment.

S. B. 263, H. B. 433, a bill to amend section 23, chapter 45, Battle's Revisal, was taken up, and on motion of Mr. Davis of Lenoir, was indefinitely postponed.

On motion of Mr. McBrayer, reconsideration was had and the bill again put on its second and third readings, and passed, and was ordered to be enrolled for ratification.

H. B. 838, a bill to allow the commissioners of Beaufort county and of the town of Washington, to levy a special tax, was put on its second reading and passed by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Austin, Aycock, Bagley, Baxter, Beam, Braswell, Brown, Bryson, Cale, Carter of Buncombe, Carter of Hyde, Cary, Clark of Bladen, Cobb, Council, Crews, Davis of Haywood, Davis of Lenoir, Duggan, Dunlap, Ennis, Ewing, Fagan, Fennell, Fulcher, Gaither, Geoffroy, Godwin, Harrison, Harriss, Haynes, Henderson, Hill, Houk, Hughes, Jarvis, Johnston of Washington, Kenan, King, Leach, Lindsay, Lineback, Lloyd, McBrayer, McCubbins, McLean, McRae, Maddrey,

Morris, Moseley, Ormond, Peel, Proffitt, Quinnerly, Ransom, Reynolds, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Simmons, Singeltary, Simpson, Smith, Spake, Stephenson, Todd of Ashe, Todd Wake, Ward of Chowan, Ward of Bertie, White, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania Winslow, Worth and Yount—81.

Negative—Messrs. Bledsoe, Carter of Warren and Johnson of Warren—3.

H. B. 783, a bill to incorporate Mill Creek Baptist Church in the county of Union;

H. B. 755, a bill to amend section 8, chapter 92 of Battle's Revisal; and

- H. B. 823, a bill to amend chapter 156, laws of 1872-'73, passed their several readings and were ordered to be engrossed.
- S. B. 610, H. B. 790, a bill to authorize the judge of probate to appoint receivers in certain cases;
 - S. B. 386, H. B. 719, a bill to canal Angola Bay;
- S. B. 278, H. B. 728, a bill to enable the trustees of the Presbyterian Church at Louisburg to transfer certain property.
- S. B. 498, H. B. 653, a bill to incorporate the town of Huntersville, in the county of Mecklenburg; and
- S. R. 701, H. R. 191, a resolution in favor of J. P. Hunter, of Alamance, passed their several readings and were ordered to be enrolled.
- S. B. 721, H. B. 789, a bill to amend section 119, chapter 33 of Battle's Revisal, on motion of Mr. Rose, was recommitted.
- H. B. 668, a bill to incorporate the Trustees of Antioch Methodist Church and Camp Ground, in Mecklenburg county, was taken up. Mr. Ardrey moved to strike out Mecklenburg and insert Union. The amendment was adopted, and as amended the bill passed its several readings and was ordered to be engrossed.

S. B. 774, H. B. 836, a bill for the appointment of commissioners to confer with the holders of the valid bonds of the State, on motion of Mr. Todd, of Ashe, was laid on the table.

H. R. 142, a resolution in relation to the Confederate Cemetery, was taken up. Mr. King moved to amend by inserting "\$100" for "\$50." The amendment was adopted, and the resolution passed and was ordered to be engrossed.

S. B. 709, H. B. 810, a bill to provide for the removal of the county seat of Johnston county, was taken up. Mr. Godwin moved to indefinitely postpone. The motion was rejected and the bill passed its several readings and was ordered to be enrolled for ratification.

The Speaker announced the following committee, under the resolution of Mr. Hill of New Hanover, to-wit: Messrs. Richardson, McLean, Pinnix, Parish and Russell.

Indefinite leave of absence was granted to Mr. Cary.

Concurrence was had in Senate amendments to H. B. 624, a bill to incorporate Mount Mourne Lodge, No. 347, F. A. M., in the county of Iredell, and the bill was ordered to be enrolled for ratification.

H. B. 165, a bill to alter the Constitution of the State, changing the time of the commencement of the Governor's term of office, was put on its second reading and failed to pass, not receiving a three-fifths majority:

Affirmative—Messrs. Ardry, Aycock, Beam, Braswell, Brown, Bryson, Carter of Buncombe, Clark of Bladen, Cobb, Council, Davis of Haywood, Dunlap, Fagan, Gaither, Harriss, Hartsell, Henderson, Horton, Houk, Kenan, King, Leach, M'Brayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Moring, Morris, Moseley, Moye, Peel, Proffitt, Quinnerly, Ransom, Richardson, Rose, Rowland, Rush, Sams, Shackelford, Sharpe, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Vaughan, Wilson of Burke, and Yount—55.

Negative-Messrs. Allen, Abbott, Bagley, Baxter, Bledsoe

Bryant, Carter of Hyde, Carter of Warren, Cary, Clarke of Craven, Cooper, Crews, Davis of Lenoir, Duggan, Ennis, Ewing, Fennell, Fox, Fulcher, Geoffroy, Harrison, Haynes, Hill, Hood, Jarvis, Johnson of Warren, Johnston of Washington, Lindsay, Lineback, Lloyd, Ormond, Parish, Purnell, Reynolds, Rogers, Russell, Ryals, Scott, Simmons, Todd of Wake, Ward of Chowan, Ward of Bertie, White, Wilson of Transylvania, and Winslow—45.

Mr. Parish moved to reconsider the vote by which the bill failed to pass, and reconsideration was had.

Mr. Henderson moved to strike out from the bill all amendments proposed except those in reference to the commencement of the Governor's term of office.

A message was sent to the Senate informing that body that the House had postponed the election of magistrates until 1 o'clock.

Mr. Ormond offered the following amendment to H. B. 165:

"That the disabilities incurred by W. W. Holden, late Governor of North Carolina, under the judgment of the high court of impeachment, be, and the same are hereby removed; and this section shall be an additional section to the Constitution."

Upon the adoption of which, Mr. Ormond demanded the ayes and noes, and the call was sustained.

Upon the passage of the bill on the second reading, Mr. Henderson called the previous question, and the main question was ordered.

The question then recurred on the adoption of the amendment of Mr. Ormond, and it was rejected by the following vote:

Affirmative—Messrs. Allen, Bagley, Bledsoe, Bryant, Bryson, Cale, Carter of Warren, Cary, Clarke of Craven, Crews, Davis of Lenoir, Duggan, Ennis, Ewing, Harrison, Haynes,

Hill, Hood, Horton, Johnson of Warren, Lineback, Lloyd, Ormond, Purnell, Reynolds, Rogers, Russell, Scott, Simmons, Todd of Wake, Ward of Chowan, Ward of Bertie, White and Wilson of New Hanover—34.

Negative—Messrs. Abbott, Ardrey, Aycock, Baxter, Braswell, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dunlap, Fagan, Fennel, Fox, Fulcher, Gaither, Godwin, Harriss, Hartsell, Henderson, Houk, Hughes, Jarvis, Johnston of Washington, Kenan, King, Leach, Lindsay, McBrayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Maddrey, Moring, Morris, Moseley, Moye, Parish, Peel, Proffitt, Quinnerly, Ransom, Richardson, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Wilson of Burke, Wilson of Transylvania, Winslow, Worth and Yount—70.

The question then recurred on the passage of the bill on the second reading, and it passed by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Austin, Aycock, Baxter, Beam, Braswell, Brown, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dunlap, Fagan, Fennel, Fox, Fulcher, Gaither, Geoffroy, Godwin, Harrison, Harriss, Hartsell, Henderson, Horton, Houk, Hughes, Jarvis, Kenan, King, Leach, Lindsay, McBrayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Maddrey, Moring, Morris, Moseley, Moye, Parish, Peel, Pinnix, Proffitt, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shaekelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Wilson of Burke, Wilson of Transylvania, Winslow, Worth and Yount—77.

Negative—Messrs. Allen, Bagley, Bledsoe, Bryant, Cale, Carter of Warren, Cary, Clarke of Craven, Crews, Davis of Lenoir, Duggan, Ennis, Haynes, Hill, Hood, Johnson of Warren, Johnston of Washington, Lineback, Lloyd, Ormond, Roynolds, Rogers, Russell, Simmons, Ward of Chowan, Ward of Bertie, White and Wilson of New Hanover—29.

Mr. Singeltary moved an amendment in the title of the bill, which was accepted.

Mr. McLean moved an amendment forever excluding the special tax bonds from recognition, which was rejected.

The question was then on the bill on its third reading, and it passed by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Austin, Aycock, Baxter, Beam, Braswell, Brown, Bryson, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dunlap, Fagan, Fennel, Fox, Fulcher, Gaither, Geoffroy, Godwin, Harrison, Harriss, Hartsell, Henderson, Hood, Houk, Hughes, Kenan, King, Leach, Lindsay, McBrayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Maddrey, Moring, Morris, Moseley, Moye, Parish, Peel, Pinnix, Powell, Proffitt, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Wilson of Burke, Wilson of Transylvania, Winslow, Worth and Yount—77.

Negative—Messrs. Allen, Bagley, Bledsoe, Bryant, Cale, Carter of Warren, Cary, Clarke of Craven, Crews, Ennis, Haynes, Hill, Hood, Lineback, Lloyd, Ormond, Purnell, Rogers, Russsell, Scott, Simmons, Ward of Chowan, Ward of Bertie, White, and Wilson of New Hanover—27.

Mr. McLean moved to reconsider the vote by which S. R. 590, a resolution directing the indexing of the journals of the General Assembly and public documents, failed to pass and reconsideration was had.

Mr. Ormond moved to amend by making the compensation for the work \$50, and the amendment was rejected.

Mr. Braswell moved to amend by making the compensation \$55.

Mr. Moye moved to table the resolution, and on his motion demanded the ayes and noes.

The call was not sustained and on a division the motion to table failed.

The question was then put on the motion of Mr. Braswell and it was adopted, and the resolution as amended passed its several readings and was ordered to be sent to the Senate with engrossed amendments.

Indefinite leave of absence was granted to Mr. Lineback on account of sickness in his family.

Concurrence was had in the Senate amendments to H. B. 753, a bill to create a Criminal Court for the county of Wake, and the bill was ordered to be enrolled for ratification.

The House receded from its amendments to S. B. 668, H. B. 742, a bill to establish a Department of Agriculture, &c, and concurred in the amendments of the Senate, and the bill was ordered to be enrolled for ratification, and the Senate was notified of the action of the House.

The question of concurrence was put on the amendments of the Senate to H. B. 576, a bill to provide for the Deaf, Dumb and Blind for the year 1877-78 and the House refused to concur by the following vote;

Affirmative—Messrs, Carter of Buncombe, Carter of Hyde, Cary, Cobb, Council, Fagan, Geoffroy, Henderson, Horton, Kenan, Lloyd, McBrayer, McGehee, McLean, McClure, Maddrey, Moring, Morris, Moseley, Powell, Reynolds, Rose, Singeltary, Smith, Staples, Swaim, White, Wilson of Burke, and Yount—29.

Negative—Messrs. Allen, Abbott, Aycock, Bagley, Baxter, Bledsoe, Braswell, Brown, Bryant, Bryson, Cale, Carter of Warren, Clark of Bladen, Clarke of Craven, Cooper, Crews, Davis of Haywood, Davis of Lenoir, Dunlap, Ennis,

Ewing, Fennell, Fox, Gaither, Harrison, Hartsell, Haynes, Hill, Hood, Houk, Hughes, Jarvis, Johnston of Washington, King, Lindsay, McCubbins, McIver, McRae, Moye, Ormond, Parish, Peel, Purnell, Quinnerly, Ransom, Richardson, Rogers, Rowland, Rush, Ryals, Scott, Shackelford, Sharpe, Simmons, Simpson, Spake, Todd of Ashe, Todd of Wake, Ward of Chowan, Ward of Bertie, Wilson of New Hanover, Wilson of Transylvania, and Winslow—63.

Senate amendments to H. B. 685, a bill to divide the State into nine judicial districts, were concurred in, and the bill was ordered to be enrolled for ratification.

By consent, Mr. Carter of Buncombe, introduced a bill to allot and distribute the judicial powers of the State, which was placed on the calendar.

By Mr. Henderson: a bill to take depositions in civil cases, which was referred to the committee on the judiciary;

A bill concerning the maintainance of lunatics outside of the Insane Asylum.

By Mr. Richardson: A bill, with report, to amend an act incorporating the Atlantic and North Carolina, and the North Carolina Railroad Companies, which was placed on the calendar.

Mr. Clarke of Craven introduced a resolution in regard to locating the Colored Insane Asylum at Newbern, which was referred to the select committee ou the location of the Colored Insane Asylum,

A message was received from the Senate informing the House that the Senate had concurred in the proposition of the House to go into the election of Magistrates at 1 o'clock, and would proceed to the election at that hour.

ELECTION OF MAGISTRATES.

The House then proceeded at the hour of 1 to go into the election of magistrates, and Mr. Rose and Mr. Clarke of Craven were appointed tellers to conduct said election.

Mr. Pinnix, on the part of the majority of the committee to report a list of migistrates, made the following report:

"The joint commmittee to whom was referred the nominations for Justices of the Peace for the several counties of the State, having performed their duty, respectfully recommend that the following persons be elected by the General Assembly as Justices of the Peace for the several townships in the various counties of the State. The first person named in each township shall hold for two years, the second for four years; all the other persons named for six years.

J. L. ROBINSON,
Chairman Joint Committee.
M. H. PINNIX,
Chairman House Committee.
W. P. ROBERTS.
R. W. SANDIFER.
OCT. COKE,
H. T. HUGHES,
JOHN S. HENDERSON.
JNO. W. MORING,
JAMES WILSON.

ALAMANCE COUNTY.

Patterson's Township: Roddy Kimbroe, Sylvester Spoon, Jno P Albright.

Coble's Township; Fred Graves, ES Euless, JR Garrett.

Boon Station Township; John Wagoner, J H Foster, G D Cobb.

Morton's Township: Asa Isley, C Brand, Robert Faucett.

Eaucett Township : J A Graham, Albert Murry, W A Lee.

Pleasant Grove Township; Wm. P. Barnwell, E C Murry, Alvis King.

Albright's Township : Isaac Holt, sr., D S Thompson Washington Woods

Newlin's Township: Thomas Stafford, Fowler Vestal, Wm. J Stockard.

Thompson's Township: James Newlin, Jno Newlin, Thomas Morrow.

Melville Township: H. W. Lashley, C Sellers, D W Kerr.

Graham Township: Thomas C Foust, Frank Isley, J H N Clendenin, Wm H Turentine, J L Scott.

ALEXANDER COUNTY.

Miller's Township: Thomas A Hudson, H H Drum, James T W Hedrick.

Sharpe's Township; Julius A Beckham, A T Marsh, R M Sharpe.

Gwaltney's Township: Abraham Mayberry, Reuben O Bennett, Wm C Linney, jr.

Sugar Loaf Township: Wesley Laws, W S Daniel W W Gryder.

Little River Township: A L D Bumgarner, Thomas Barnes, Reuben, Watts.

Ellendale Township: Wm S. Teague, F B. Rees, J C Bell.

Whittensburg's Township: Zack Moretz, Wm Fry, Peter E Echerd.

Taylorsville Township: Thomas Little, Wm J Harrington, D McMattherson, A C McIntosh.

ALLEGHANY COUNTY.

Cherry Lane Township: A M Smith, J T Roberts, G W Thompson.

Glade Creek Township: W H Joins, Clarke Higgans, T C Duglas.

Gap Civil Township: A J Waggoner, Geo McReves, C J Edwards, J M Brown.

Cranberry Township: Josiah Cardell, W B Reves, J H Daughton.

Prather's Township: Claude Cox, Nathan Weaver, Horton S. Reaves.

Piney Creek Township: Jno S Parsons, N H Van Hoy, Wm Halsey.

ANSON COUNTY.

Wadesboro Township: Henry W Ledbetter, James A Leak, Richard P Allen, Wm A Rose.

Lilesville Township: Wm T Williams, Wm T Smith, James B Lindsey, W J Cornwall.

Morven Township: Jno J Dunlap, Vincent Parsons, Wm E Smith.

Gulledge's Township: Thos J Hardison, John Robinson, W Dorsey Webb.

White's Store Township: Francis Crowder, Jas F Redfearn, Edmund D Gaddy.

Lanesboro Township: Isaac M Williams, Harvey T Knotts, Vernon Allen, James G Branch.

Burnsville Township: Columbus C Braswell, Hosea P Meggs, Francis M Thomas.

ASH COUNTY.

Jefferson Township; Jacob Graybill, R P Coldiron, G H Hamilton, J P Waugh.

Old Fields Township: Thomas Ray, R F Hardin, Silas Morphew.

Pine Swamp Township: Thos S Bouchelle, A D Coles, E E Phillips.

Peak Creek Township: W B Carson, Lafayette Benizer, G W Woodie.

Chestnut Hill Township: J C Plummer, J H Carson, J B McMillan.

Hilton Township: Wm Jones, Poindexter Blevins, S Pennington.

Piney Creek Township: Pat Graham, Jas Ellen, Jas M Grimsley.

Horse Creek Township: Isham Gass, James Greer, Jack Ham.

Stagg Creek Township: David Sutherland, Peter Ashley, Gideon Weaver.

Laurell Township: John Pennington, B H Neal, David Worth.

North Fork Township: Jno J Brown, Jos Johnson, Wm Knight.

BEAUFORT COUNTY.

Pantego Township: Ira H Topping, Augustus Latham, sr. Reuben Allen.

Bath Township: Wm O Respess, J F Crawley, B F Godley, A W Satterthwaite.

Long Acre Township: Thomas Isaiah Waters, Marshal Congleton, O H P Tankard.

Washington Township: J C Buchanan, B F Havens, Wm B Campbell, R T Hodges, R W Horton, Josephus Peed.

Chocawinity Township: David Gaskill, Wm H Patrick, Wm H Buck.

Richland Township: Edward Tuthill, B F Mayhew, W A Thompson.

BERTIE COUNTY.

Windsor Township: D L Cale, C T Harden, Peter Roscoe, Moses Gilliam,

Mary Hill Township; Giles Donald, J C Freeman, J B Martin.

Mitchell's Township: Starkin Cowand, Abram Jenkins, J W Mitchell.

Roxabell Township: Henry Parker, W J Capehart, W J Bishop.

Woodville Township: Watson Lewis, Thos W Thompson, J. S. Griffin.

White's Township: Mark Law, Simon T Hughes, J Thomas Rayner.

Snakebite Township: W J Cherry, B F King, jr, Robt R Taylor.

Coleraine Township: J Wesley Greene, Wiley D Hayes, Alpheus Nowell, David A Watford.

BLADEN COUNTY.

Elizabeth Township: John Shaw, Taylor Johnston, J W Clark, B. F Renalder.

Bethel Township: G T Allen, C W Lyon, W H White. Haller Township: E W Esters, W O Robinson, J W Pendil. Bladenboro Township: David Hester, C W Williams, C O Mercer.

Abbottsburg Township: J H Thompson, R J McEwin, Isaac H Smith.

Brown Marsh Township: James M Pearce, Jno N Kelley, A K Cromartie.

White's Creek Township: Rufus Register, Daniel J Clarke, W T Clarke.

Carver's Creek Township : T O Brown, J C Daniel, A H Perril.

French's Creek Township: Austin Allen, Jno T. Croom, Jno M Johnson.

Colley Township: John Murphy, R M Jessup, C T Parker.

Turnbull Township: J C Melvin, R M Tatom, John S Melvin.

White Oak Township: C Martin, John T Council, R B Cain.

BRUNSWICK COUNTY.

North West Township: John C Rowell, Samuel R Chinnis, Dickson McRae.

Town Creek Township: Jno B Evans, Dan'l R Walker, John D Taylor.

Smithville Township: Daniel Mercer, Thomas M Williams, Robt W. Woodsides, Philip Prioleau.

Lockwood's Folly Township: Jessie Lancaster, Rufus D Hewitt, Washington Holden.

Shallott Township: Peter Rourk, John H Brooks, Thos Hickman.

Waccamaw Township: W Scott Milliken, Noah B Bennett, B Lewis Butler.

BUNCOMBE COUNTY.

Avery's Creek Township No 1: Marion S Glenn, P J Israel, Richard Ledbetter.

 $\mbox{No}\ 2:$ Joshua R. Jones, W H Moore, Jesse W Morgan.

No 3: S F Young, Elijah Morgan, Geo W Howell.

No 4 : Geo W Hampton, Fidelia Sluder, sr, J E Rogers, Jno B Clayton.

N. 5: John W Wells, E J Worly, Thos J Ferguson.

No 6: W J Alexander, J L Murray, R C Clayton.

No 7: Bedford Sherrill, Jason Ashworth, Thomas J Young.

No 8: William Y Porter, George N Alexander, Robt C Patton.

No 9: N A Penland, John M Ledford, C B Way, A J Butler, Albert T Summey, I B Sawyer.

No 10: James Sawyer, Wm R Baird, Wm M Weaver. Chas A Niehols.

No 11: Wm C Eller, Robert V Blackstock, W B Smith, No 12: Jno B Morgan, Hiram, S Carson, Harvey P Buckner

BURKE COUNTY.

Silver Creek Township: Jno F Ehley, David J Hennessee, Wm N Thompson.

Linville Township: Jos B Hunter, Robt M Kincaid, Joshua Gibbs.

Upper Creek Township: J. Monroe Kincaid, Jno Nance, Israel P. Beck.

Quaker Meadows Township: J Sidney Flemming, E Fletcher Walker, Calvin Houk.

Lower Creek Township: Jno Sims, W S Sudderth, Asbury Puett.

Lovelady Township: Jno Rector, Julius Huffman, J

W Berry, J P Shields, (Excelsior Town.)

Icard Township: WR Aiken, W Arnold Wilson, LF Warlick.

Lower Fork Township: P P Mull, Reiley Tallent, Amos Huffman.

Upper Fork Township: J W Carswell, Jonas Ramsey, Dr F Denton.

Morganton Township: EM Terree, Jesse H Howard, Wm E Powe, George P Erwin.

CABARRUS COUNTY.

Township: No 1: F A Archibald, H B Parks, J M W Alexander.

No 2 Theophilus Cannon, J B Harriss, John H Morrison.

No 3: E G Irwin, T A Flemming, E L Bell.

No 4: W H Winecoff, C M Goodnight, Peter Glass.

No 5: Wm R Blackwelder, Van Walter, Joseph Meisenheimer, jr.

No 6: Lawrence Klutts, John Faggart, George E Ritchie.

No 7: John H Moose, Solomon Dry, Moses Peck.

No 8 : Daniel Bangle, Titus Moses, E D Barringer, H L McAlister.

No 9: Martin Widenhouse, jr, W H Orchard, Felix A. Klutts.

No 10: Daniel Boger, J A Hartsell, Julius Klutts.

No 11: C E Sides, Jacob Dove, R P Isenhour.

No 12: W A Patterson, James Brown, W J Hill, J S Fisher, C G Montgomery.

CALDWELL COUNTY.

Lenoir Township: David Hood, A J Corpening, N A Miller, Pleasant Moore.

Lower Creek Township: John G Ballew, Geo W Sherrill, Thos S Hoover.

Lovelady Township: Harvey Aberneathy, Calvin Jones, J A Bush.

Little River Township: Thomas Sherrill, Isaac Oxford, Elkanah Flowers.

King's Creek Township: Thos Barnett, Jas M Isbell, Allen Laxton.

Buffalo Township: Samuel Patterson, D E Bower, Edmund Jones.

Patterson Township: Robert Holloway, Patterson Coffey, N H Gwyn.

Globe Township: Lott Estes, Judson Moore, J N Corpening.

John's River Township: H. W Coffey, Allison Pickens, J N Harshaw.

CAMDEN COUNTY.

Shiloh Township: G C Barco, Joseph D Berry, L B Sanderlin.

Court House Township: T B Boushal, Henry W Scott, Thos Palmer.

South Mills Township: Wm C Pearce, John C Tatem, Peter C Pearce.

CARTERET COUNTY.

Township No 1: Benjamin Taylor, John W Sanders, Jeremiah Watson.

No 2: M F Arrendell, L T Oglesby, T C Davis, W S Bell, sr.

No 3: Daniel Quinn, William Hardesley, Joshua T Dennis.

No 4: W F Howland, William Alexander, John B Russell.

No 5: J F Wade, D S Guthrie, Cull Pigott.

No 6: Whittington Davis, L W Styron, W L Lewis.

No 7: Wallace H Styron, George W Smith, John L Goodwin.

No 8: Thomas Robinson, Benjamin R Dixon, Robert Wallace.

CASWELL COUNTY.

Milton Township: John L Staton, Nat M Richmond, A L Bell, John L Irvine.

Dan River Township: John Carter, Wm L Harraway, Samuel B Cobb.

Pelham Township: W H Gatewood, W B Swann, John D Kessee.

Locust Hill Township: Howard A Cobb, Stephen Neal, G J Farrish.

Yanceyville Township: Monroe Oliver, H F Brandon, Jos C Pinnix.

Leasburg Township: Edward W Lea, A B Newman, Jas P Williams.

Hightower Township: John A Johnson, F L Warren, Jerry Smith.

Anderson's Township: W H Stainback, John S Miles, John B Alsed.

Stony Creek Township: Wagstaff Maynard, Richard Miles, Geo W Pinnix.

CATAWBA COUNTY.

Newton Township: Babel Whitner, Logan Smyer, Caleb W Herman, Hiram A Forney, Peter F Smith.

Cline's Township: Q M Smith, Calvin Sigman, K P Little.

Hamilton's Township: Moses Trollinger, Simeon C Brown, Logan N Wilson, W G James.

Mountain Creek Township: A D Shnford, Alexander Clark, M M Gabriel.

Caldwell's Township: Rufus England, Jacob M Wilkinson, W A Huit.

Jacob's Fork Township: Philip Burns, Geo M Yoder, A. G Corpening.

Bandy's Township: Elkanah Ramsour, N F Hull, Jacob Mosteller.

Hickory Township: Moses Alberneathy, A L Shuford, Abel Whitner, J H Bruns.

CHATHAM COUNTY.

Albright's Township: Wm O Kirkman, W B Carter, W A Lineberry.

Baldwin's Township: IB West, TB Farrar, AS Wilson.

Bear Creek Township: S W Brewer, Jno W Calder, Jas I Lane.

Cape Fear Township: J E Bryan, A J Bynum, J H Mimms, Jno W Scott, (town of Haywood.)

Centre Township: Benjamin G Womble, J F Mann, Wm T Petty, Jno A Womack, (town of Pittsboro.)

Hadley's Township: Oliver Clarke, J E Perry, W T Dorsett.

Matthew's Township: Merritt Rosson, J A Gilliland, J A Houston.

Hicory Mt Township: N B Dunlap, Jas B Guthrie, Jno A Pugh.

Gulf Township: Jno F Ansley, J F Rivers, R L Jenkins.

Oakland Township: Jno A Pattishall, J W McPherson, E L Tyser.

New Hope Township: Jas R Thomas, Alvin Wilson, J D Brazington.

Williams Township: Jno M Burnett, E W Atwater, C R. Scott.

CHEROKEE COUNTY.

Murphy Township: R D McCombs, S W Davidson, Pinkney Abbernathy, W J A Strange, Ancil Rogers.

Valleytown Township: Henry Moss, J W King, Joseph T Young.

Beaver Dam Township: C C Berry, Wm Dockery, A J Evans.

Shoal Creek Township: Jasper Burnett, W B Nelson, Wm. Bryant.

Hot House Township: JR Hyatt, JB Fain, Wm Watson.

Notla Township: Robt Bruce, Jno S Hatchett, Daniel K Moore.

CHOWAN COUNTY.

Edenton Township: Moses Hobbs, Isaac Smith, W H Bonner, J H Garrett, J R B Hathaway.

Yeopin Township: W J Webb, P M Warren, John Roberts.

Middle Township: E J Burke, W P Jones, John A Bunch.

Upper Township: Jacob K Hudson, W T Woodley, G T Rountree.

CLAY COUNTY.

Hayesville Township: T H Hancock, G M Flemming, A J Curtis.

Brass Town Township: James M Bell, G C Norton, Wm F Plott.

Hiwassee Township: James K Kirby, Wm H Hogshead, W P Crawford.

Tusquitte Township: PH Nigers, Wm H Johnson, Jas M Alexander.

Shooting Creek Township: J Ned Kitchens, J B Reynolds, M C Birch.

CLEAVELAND COUNTY.

Township No 1: Draton Heton, J F Ray, L C Lemmons.

No 2: W H Greene, O W Holland, Henopen Blanton.

No 3: S D Randall, J A Roberts, Allen Bettis.

No 4: A V Falls, D J Hardin, S H Anthony, L M Logan.

No 5: Adison Oates, J Riley Moss, P B Harman.

No 6: F L Hoke, D D Suttle, W P Love, M N Gold, Samuel Wilson.

No 7: S P Magness, J H Ream, A J Ervin.

No 8: D D Lattimore, R G Wells, F Y Hicks

No 9: Andrew Beam, J E Rollins, Samuel Elam, R W Falls.

No 10: J Z Falls, Jr., Jno Cooke, Sr., J A Mull.

No 11: Tilford Price, A C Whisnant, W H Hull.

COLUMBUS COUNTY.

Ransom Township: Z E Murrell, D C Allen, D S Cowan.

Lake Wacamaw Township: J A Clark, Milton Campbell, H B Short, Jr.

Bogue Township: Thomas Barefoot, J P Pearce, A G Smith.

Welche's Township: A J Troy, S W Smith, J W Rouse, Sr.

Whiteville Township: L J Yeates, L W Stanley, C D Baldwin, J C Pridgen.

Western Prong Township: Leonard Jordan, J E Powell, M W Pridgen.

Tatums Township: Laban Williamson, W W Brown, jr. J C Lennon.

Fair Bluff Township: Dempsey Coleman, Burwell Smith, W H Vann, J J Buffkin, B T Barden.

Williams Township: Jackson Powell, M M Harrelson, J P Stanley.

Bug Hill Township: J J C Gore, E W Fowler, Jesse S Cox.

Lee's Township: J J Long, J W Gore, C C Gore.

CRAVEN COUNTY.

Township No 1: James L Murphy, Chas H Stubbs, Wm H Ellison.

No 2: Willis D Pettipher, Samuel W Latham, James A Ernul.

No 5: Edward A Carraway, Chas H Edwards, Geo H Grover.

No 6: James H Hunter, Edward Bull, Thomas H Morrison.

No 7: Jesse Brooks, Council Hardison, Wm Foy.

No 8: Edward Street, Enoch Wadsworth, ER Dudley, Thomas Stanley, (Newbern) E G Hill, Wm Hay, Wm G Brinson, Alexander Bass, James Campbell, James A' Bryan.

No 9: James W Boddle, C L Wetherington, Cicero Green.

CUMBERLAND COUNTY.

Seventy-First Township: John A McPherson, Duncan Shaw, Duncan Gillis.

Rockfish Township: Malcom McInnis, J W Emmitt, Benjamin Morgan.

Gray's Creek Township: Jesse B Carver, Neill McQueen, Wm Alderman.

Quewhiffle Township: John McRae, Peter Monroe, J C Currie.

Cross Creek Township: D G McRae, A M Campbell, Daniel M McDonald, W D McDuffie, John C Poe, Thos J Powers, John L Allen, Charles K Hall, Edward P Powers.

Little River Township: Alex McNeill, A A Johnson, John McLeod.

Cedar Creek Township: W B Draughton, Kelly Sessoms, Thos G Hall.

Flea Hill Township: Arthur A Williford, W J Sessoms, Thos W Devane.

Black River Township: A D McNeil, Isaac W Godwin, H L Hall.

Beaver Dam Township: Maurace Hall, Jas M Jessup, David S Ballard.

Carver's Creek Township: W R King, Chas D Nixon, Gray Culbreth.

CURRITUCK COUNTY.

Moyock Township: Edward Holt, Hillory Simmons, Thos. Sanderlin.

Crawford Township: H B Ansill, S P Wilson, W H Cowell.

Fruitville Township: Cornelius Jones, A Smith, Henry White.

Poplar Branch: G A Griggs, G G Gallop, J M Woodhouse.

Atlantic Township: H W Scarborough, R F Tillett, John Morse.

DARE COUNTY.

Hatteras Township: David N Basnight, Nasa S Williams, Redding R Quidley.

Kennekeet and Chickamacomeco Township: Cyrus K Hooper, Israel Midgett, Ignatius Scarborough.

Nag's Head and Roanoke Township: Daniel Austin, J B Etheridge, Isaac C Meekins.

Croatan and Stumpy Point Township: Thos R. Mann, Richard Hooper, Edward Mann.

East Lake Township: Thos Owens, Wm H Basnight, Thos. M. Sandlin.

DAVIDOSN COUNTY.

Lexington Township: James Smith, Henry L Link, Bennett, Nooe, Joseph H Leonard.

Cotton Grove Township: J H Miller, William Hicks, A J Owen.

Boon Township: A J Boggs, G F Smith, W D Meacham.
Tyro Township: John H Koonts, F M Thompson, H H
Hartley.

Yadkin Township: C C Byerly, D L Michael, J S Delapp, Gaither Walser.

Clemmonsville Township: J Walker, W B Hampton, S S Jones.

Arcadia Township: J H Miller, G W Burke. Elisha Raper.

Midway Township: B F Beckerdite, Hugh Lindsay, Solomon Mock.

Abbott's Crcek: N B Orrell, Jacob Yokeley, J Madison Raper.

Thomasville Township: Isham Reagans, Alex Conrad, J R Keen, A H Kindell.

Imbler's Township: H C Hedrick, S B Lore, E P May. Silver Hill Township: Abram Cross, Willie Crouse, Levi Hedrick.

Emmons Township: A Peacock, Daniel Ward, John Plummer.

Jackson Hill Township: Louis Surratt, A Newsom, J C Skeen.

Alleghany Township: John G Sarrat, Stephen Bailey, W H Badgett.

Herring Springs Township: CK Holmes, JM Daniels, W P Redwine.

DAVIE COUNTY.

Mocksville Township: Chesire Sain, W F McMahon, Jas L. Adams, Braxton Bailey.

Jerusalem Township: Samuel Tatum, J C Foard, A T Grant.

Fulton Township: S J Hanes, H E Robertson, J R Williams.

Farmington Township: Jas N Brock, W Kelley Gibbs, G W Johnson.

Clarksville Township: Geo W Bailey, P H Cain, Isaac H Roberts.

Calahan Township: W H Devault, Deal Ijams, Chas Anderson.

DUPLIN COUNTY.

Kenansville Township: B F Percell, J E Mathews, G W Carroll, P S Watson.

Limestone Township: E W Farior, Wm Sardlin, Geo. L Smith.

Cypress Creek Township: Raiford Lanier, Nicaner James, Amos Lanier.

Island Creek Township: D W Bland, J E Pigford, J F Wallace, J E Fussell, W J Boney, T W Boney.

Rockfish Township: DS Williams, JJ Ward, RC Johnson.

Magnolia Township: O J Carroll, J D Usher, J W Taylor.

Warsaw Township: D G Morrissey, W H Winders, T B Pierce, Daniel Bowden.

Faison's Township: M A Lewis, J B Oliver, Matthew Moore, A D Hicks.

Wolfcrape Township: B H Walker, Thadeous Jones, Joel Loftin.

Albertson Township: W H Grady, J E Kornegay, Jno Maxwell.

Dails Township: E B Herring, Louis Herring, Peter Kornegay.

Smith's Township: John G Smith, J R Miller, G L Swinson.

EDGECOMBE COUNTY.

Township No 1: Geo Mathewson, James M Spraggins, Wm M Pippin, Jos B Coffield, Wm S Clarke.

No 2: Frank W Whitted, Jno M Jenkins, Jno L Cobb.

No 3: James W Howard, Thos L Mayo, Wm G Turner.

No 4: Eli Howell, Richard H Gatlin, Dempsey B Batts.

No 5: Henry L Leggett, Henry S Bunn, Jordan W Johnson.

No 6: Jno M Cutchen, Marcus J Battle, Wm F Lewis, Joseph H Cutchen.

No 7: David H Barlow, James K Lawrence, Joseph J Battle, Wm H Whitehead.

No 8: Frank Dew, Charles L Vines, Leonidas Little, J E Porter.

No 9: Richard J Johnson, Elisha Harrell, R W Atkinson.

No 10: F Wanston, J I Lewis, Edward P Sharpe.

No 11: Wm H Knight, Spencer L Hart, Jesse J Garrett.

No 12: Charies L Killebrew, Henry G Worsley, James H Chapman, George W Hammond.

No 13: Patrick H Edge, Solomon T Cherry, Bennett P Jenkins.

No 14: David Williams, Wells Dawes, Wm E Bradley.

FRANKLIN COUNTY.

Louisburg Township: J A May, G G Gill, B T Ballard, P J Brown.

Franklinton Township: Norman Terry, Jno Perry, AS Gill, W H Mitchell.

Freeman's Township: Thomas J Crocker, D W Spivey, L W Joyner, W K Martin, jr.

Hayesville Township: N H Murphy, Eugene F Cooke, J J Jones.

Goldmine Township: A M Hamlette, A D Williams, Joshua Perry.

Cedar Rock Township: A Thomas, W C Lankford, R E Collins.

Cypress Creek Township: James M White, Geo W Harris, W A Moore.

Dunn's Township: W K Phillips, F P Pearce, W S Harris.

Harris Township: B F Wilder, A J P Harriss, W R Bridgers.

FORSYTHE COUNTY.

Winston Township: Augustus Fogle, R D McCouston, Jno Masten, Martin Grogan, Thos T Best, Walter B Johnson, R L Patterson, John W Fries.

South Fork Township: Theophilus Kimel, W L Swaim, Jno Boyer.

Old Town Township: Jno A Styers, Calvin H Hauser, Henderson Cox.

Broad Bay Township: P E Light, Chas Rothrock, Jno C Smith.

Abbott's Creek Township: Jno H Chamberlain, Clayton Suider, James Motsinger.

Middle Fork Township: Wm A Lowry, Calvin Crews, Peyton A Cox.

Kernersville Township: J H Morris, Geo W Wilson, A H S Beard, Wm G Kerner.

Belew's Creek Township: D S Ham, Fuel Fulton, Romulus S Linville.

Salem Chapel Township: Thomas M Marshall, Henry Marshall, T J Valentine.

Bethania Township: Abram P Styers, Jno N Anderson, Nathaniel F Sullivan.

Old Richmond Township: Elijah Reed, Thomas Moser, Washington Payne.

Vienna Township: Henry R Lehman, Brantley Hendrix, Alex Transon.

Lewisville Township: Coston E Harper, Jonah P Brinkley, L C Langenour.

GASTON COUNTY.

Cherryville Township: W O Harreldson, Jno T Carpenter, Jacob Kiser, Henry Summet.

Dallas Township: Caleb Pasom, Marion D Friday, F W Thompson, Miles Weathers.

River Bend Township: A P Rhyne, James Abernathy, W G Rutledge.

South Point Township: Jno F Leeper, J G Gulick, J M Lineberger.

Crowder's Mountain Township: B G Bradley, J M White-side, R W Garret, Thomas Chalk,

GATES COUNTY,

Gatesville Township: John Brady, R H Riddick, Arthur Wiley, Rufus Riddick.

Hall Township: Elisha Parker, M C Lawrence, M H Eure.

Reynoldson Township: Hillory Willey, John J Gatling, W M Daughtrey.

Haslett Township: W H Riddick, Wm Boothe, Wiley Wiggins.

Holly Grove Township: W H Polson, Elisha Williams, Thos Parker.

Hunter's Mill Township: Riddick Hofler, Wm Smith, John Alpine.

Mintonsville Township: Jesse R Key, Jas A Roberts, Jas F Bond.

GRAHAM COUNTY.

Cheoah Township: N G Phillips, N W Rice, Devaney Parker, W B Wiggins

Stecoah Township: John Sawyer, David E Hyde, Jas Carver.

GRANVILLE COUNTY.

Henderson Township: H C Crosby, Harvel Harris, E G Brodie, S S Cooper.

Kittrell's Township: Erastus Powell, Baldy A Capeheart, Wm M Blackwell.

Brassfield Township: Samuel H. Kennedy, Clinton M Rogers, Robt Garner.

Dutchville Township: Wm T Mitchell, John B Green, Frank M Tilley.

Walnut Grove Township: W T Lyon, Wm Daniel, Jas M Satterwhite.

Sassafras Fork Township: Wilkin Stovall, Walter Pattillo, Wm M Tanner.

Townssville Township: J Herbert Taylor, J W Heartt, W M Sneed.

Oxford Township: J K Wood, H T Hodges, L A Paschall, A C Parham, S A Gregory.

Tally Ho Township: Arthur T Carrington, W H Smith, J H Webb.

GREENE COUNTY.

Snow Hill Township: W J Taylor, James W Taylor, Henry H Best, D A Sugg (Snow Hill town.)

Hookerton Township: W L Edwards, Jas J Moore, T E Hooker, John J Edwards (Hookerton town.)

Speight's Bridge Township: J B Faircloth, R C D Beaman, Wm A Darden.

Olds' Township: Wm T Dixon, John R Dixon, James A Edwards.

Bulldoze Township: Wm McKeel, John G Britt, Robt W Taylor, Geo W Lane (Contentnea town.)

GUILFORD COUNTY.

Washington Township: Alex Tickell, John Cobb, Jas J Busick.

Rock Creek Township: Geo W Clapp, Daniel P Foust, Caleb A Boon, L F Smith (Gibsonville.)

Green Township: W M Kine, W M Thompson, Peter C Smith.

Madison Township: Robt C Rankin, Mebane Apple, Isaac Thacker.

Jefferson Township: W T Thorn, Joel H Gilmer, Jos A McLean.

Clay Township: Newton D Woody, Jos W Gilmer, John C Hunter.

Monroe Township: J W McMichael, Frank G Chilcutt, W H Rawkin.

Gilmer Township: John A Pritchet, John L Hendrix, Jas M Ward, A P Eckel, W A Horney.

Fentress Township: John M Fentress, Allen H Scott Wm D Hardin.

Centre Grove Township: Wm E Bevill, John W Wintchester, Pinkney Wall.

Morehead Township: A Dilworth, George Donnell, Hiram C Worth, Wm J Love, W E Edwards.

Summer Township: Stephen Hodgin, FS Davis, Wm E Kirkman.

Bruces Township: Thos Rhodes, John L Ogburn, Thos Case.

Friendship Township: A H Lindsay, W N Armfield, Thos E Cook.

Jamestown Township: Jesse Gardner, J A Gray, Jos L Ragsdale.

Deep River Township: B F Smith, L F Davis. Jos A Davis.

High Point Township: Henry Clapp, David Jordan, Cyrus J Wheeler, Robt J Bell, W H Ragan.

Oak Ridge Township: W O Donnell, Jesse Benbow, Chas Case.

HALIFAX COUNTY.

Halifax Township: B F Gary, J O'Brien, H J Carraway, A Garibaldi.

Caledonia Township: J A White, R H Smith, jr., Alfred White, W H Shields.

Palmyra Township: BJ Alsbrook, EP Hyman, Shepherd R Spruill.

Roseneath Township: Edward Whitehead, W T Whitehead, M T Savage.

Conoconarie Township: John A Norfleet, J R Tillery, W E Aaron.

Weldon Township: W A Daniel, Aaron Prescott, R E Mosely, Joseph T Evans.

Enfield Township: J T Reynolds, E P Powell, D C Clarke, J J Robertson.

Littleton Township: W A Johnson, Sterling Johnson, N. E Jenkins, B R Browning.

Butterwood Township: E A Thorne, W L Perkins, David Clarke.

Brinkleyville Township: F M Parker, J P Leach, F M Garrett, S S Norman.

Faucett's Township: W W Brickell, E D Dickens, Richard Brinkley.

HARNETT COUNTY.

Johnsonville Township: A C Buie, Duncan Morrison, Robt C Belden.

Barbecue Township: Jas Cameron, Sr, Nivin Ray, Jno Harrington.

Upper River Township: Jas S Harrington, Daniel C Mc-Lean, Neil Clarke.

Lillington Township: T D Watson, H C McNeill, Wm H Bethune, S D Pipkin.

Averasboro Township: A B Godwin, Jno G Hodges, Neil S Stewart.

Grove Township: J N Gregory, J D Ryals, A J Turlington.

Neill's Creek Township: W J Long, Thomas Matthews, Wm Pierson.

Hector Creek Township: Benj Gardner, D E Green, C H Coffield.

Buck Horn Township: Jesse Morgan, Eli Carter, Geo W Pegram.

Stewart's Creek Township: Hugh M McDonald, Jno W Howard, Duncan J Parker.

HAYWOOD COUNTY.

Waynesville Township No 1: J F Murry, C L Smathers, Jno Turpin, Jno A Ferguson.

No 2: Fidel Howell, James Cody, Jno G Burnett.

No 3: T B Edmundson, Wm S Evans, David Vance.

No 4: Jos Christopher, J B Mease, Jas Osborne.

No 5: E R Ferguson, S Walker, G W McCracken.

No 6: TS Gillett, ZT Ferguson, WM Rhae.

No 7: Parker Hopkins, G L Palmer, J F Owens.

No 8: J M Rice, Jno Boyd, Erastus Howell.

No 9: W G B Garrett, R H Plott, Jno Rich.

HENDERSON COUNTY.

Hendersonville Township: A M McConnell, A Cannon, Alex Henry, M M Pattoa (Hendersonville.)

Edneyville Township: R A Freeman, Benjamin Williams, Rufus Edney.

Blue Ridge Township: Thos Blackwell, S B O McCall, Samuel King.

Green River Township: H. K. Place, W H Ward, Ben F Possy.

Clear Creek Township: A J McMinn, Wm K Ledbetter Matthew A Love.

Hooper Creek Township: A E Fletcher, G B Johnson, J R Byers.

Crab Creek Township: Geo Sentle, J W Anderson, Jao Capps.

Mill's River Township: E F Case, R W Allen, Thomas Murray.

HERTFORD COUNTY.

Winton Township: Chas N Pruden, King Parker, Jos B Slaughter, Jno W Faison

Harrellsville Township: Jas P Harwell, Sam'l L Armuck, Norman L Shaw.

St. John's Township: Julian J Moore, Jas F Wynne, Wm D Holleman.

Manning's Neck Township: Sam D Winborne, Jas E Everitt, Geo V Cowper.

M urfreesboro Townsnip: W T Browne, Chas Vaughan, Orris Parker, Goodman D Parker, Jarrett N Harrell.

HYDE COUNTY.

Ocracoke Township: Benj Garrish, Benj Styron, Daniel Tolston.

Lake Landing Township: W S Cox, James M Benson, Daniel G Sadler, Israel B Watson, A B Tunnell.

Swan Quarter Township: Seth B Harriss, Sr. Jos M Watson, Nathaniel C Williams.

Currituck Township: Dan'l Burgess, Sam L Snell, Jeremiah Selby, Henry W wahab.

Fairfield Township: Jno G. Harris, Thomas H B Gibbs, J Columbus Simmons.

IREDELL COUNTY.

- 1. Eagle Mills Township: T N Cooper, E W Joyner, Wm J Colvett.
- 2. Union Grove Township: W J Templeton, Jas Holmes, L V Cantwell.
- 3. New Hope Township. O G Williams, A G Myers, Thos Rodman.
- 4. Turnersburg Township: J M Godby, J M Holmes, J M Turner.
- 5. Oliver Township: F J Allison, R L Weaver, H A Mowbray.
- Sharpesburg Township: A A Hines, R T Campbell,
 A P Sharpe.
- 7. Cool Springs Township: G F Shepherd, C W Kesler, Henry Turner.
- 8. Bethany Township: J F Long, J C Turner, A P Murdoch.
- 9. Concord Township: Abner Morrison, J H Scroggs, R A Stone.

- 10. Chambersburg Township: J A White, J D Click, J F Dotson.
- 11. Statesville Township: Jno. Bradley, T M C Davidson, E B Stinson, M F Freeland.
- 12. Shiloh Township: Peter Little, H B Summers, J M Alexander.
- 13. Barringer Township: J W Sanders, C L Shinne, W C Mills.
- 14. Falls Town Township: A P Clarke, J M Patterson, R J Willis.
- 15. Coddle Creek Township: J L Harris, R A Alexander, A M Walker, Isaac Harris.
- 16. Davidson Township: J M Shook, J B Cornelius, J W A Kerr, E W Putman.

JACKSON COUNTY.

Cashier's Valley Township: Ransom Rice, John Halley, L M Dillard.

Hamburg Township: Jno Steward, jr, Alfred Wilson jr, David Norton.

Saul's Creek Township: J A Galloway, James Cathey, Thos Bryson.

Cany Fork Township: R H Stephenson, W M Hooper, sr, Alfred Brown.

Fork of the River Township: McHooper, Woodford M. Zachary, S P C Shelton.

Cullowhee Township: R L Watson, D D Davies, Wm Wilson.

Scott's Creek Township: Samuel Bryson, Samuel Cook, James Crawford.

Webster C H Township: E P Stillwell, Thos Fizzell, John Keener, J C Watkins.

Savannah Township: B H Jones, W H Buchanan, E C Ashe.

Barker's Creek Township: John Nation, W Bumgarner, John M Lane.

Qualla Town Township: H L Moody, James Angell, Samuel Gibson, sr.

JOHNSTON COUNTY.

Clayton Township: John L Banks, Needham G Gulley, Jos C Ellington, Wm H Penny.

Pleasant Grove Township: Joseph Ogburn, Amos Coats, Robert Johnson.

Elevation Township: Carroll Langdon, John G Woodall, Josephus Johnson.

Meadow Township: Elam Godwin, H N Bizzell. Y J Lawson.

Bentonsville Township: Ransom Lee, P H C Dnpree, W N Rose.

Ingrams Township: John Sanders, Jas II Adams, Geo-Keen.

Smithfield Township: Jas C Ballard, Willis H Avera, Thos R Youngblood, John C Hood, jr.

Princeton Township: L P Creech, Wm Richardson, K B Whitley, W H Joyner.

Beulah Township: Robert Hatcher, John Parker, L B Richardson.

O'Neal's Township: Wm H O'Neal, Joseph Hare, Jno R Brown.

Wilder Township: Jas A Hocutt, Jesse Hinnant, Jno W. Lee.

Selma Township: W J Barrow, E S Moore, Theo Hinnant, Henry L Watson, Willis Gerard.

JONES COUNTY

White Oak Township: Lewis Bynum, Geo W Koonce, Cyrns Foscue.

Pollocksville Township: Henry C Foscue, John N. Whitford, Egbert W Haywood, Jas W Harper.

Trenton Township: Edgar M Fosque, W E Ward, Titus Hart, Thos Wilcox.

Cypress Creek Township: Thos J Whitaker, Henry C Koonce, Benj Brock, jr.

Tuckahoe Township: J W Eubanks, Christopher C Fordham, Isaac Brown.

Beaver's Creek Township: Lewis H Haskins, Edwin B Isler, Joel A Heath.

LINCOLN COUNTY.

North Brook Township S J Weaver, T M Foster, W A Thompson.

Howard's Creek Township: J Stamey, sr, H E Ramsour, Isaac Self.

Lincolnton Township: W T Shipp, L D Haynes, Ambrose Costner, J L McLean.

Ironton Township; L A Dellinger, A G Harrill, S V Goodson.

Catawba Springs Township: Isaac Lowe, James Line-burger, Jos G Morrison, T H Procetor.

LENOIR COUNTY.

Sand Hill Township: John S]Pearce, Wm H West, Jas D Sutton.

Woodington Township, Wm A Groom, Jesse C Kennedy, James Herring.

Trent Township: Henry Cunningham, jr, W S Byrd, N B Whitfield.

Pink Hill Township: Wm M Chamberlain, Wm B Nunn, Anthony Davis.

Mosely Hall Township: F B Fields, M H Wooten, P W Wooley, R W Moore.

Lenoir Institute Township: M B Creech, J M Patrick, Jas M Hines, jr.

Falling Creek Township: Jas M Parrott, Wm Waters, Wm L Kennedy.

Vance Township: W T Moseley, B F Parrott L F Bright.

Contentnea Neck Township: H H Moore, Wm J Pope, Elias Hazzleton.

Kinston Township: S H Rountree, Jas K Davis, W C Fields, Wm A Coleman, Lemuel Harvey.

MACON COUNTY.

Franklin Township: F Poindexter, D Mallonee, J H H Addington, W M Penland.

Mill Shoal Township: H H Elmore, E H Franks, Jno T Berry.

Ellijay Township: R A Jacobs, Hosea Moses, W W Henry.

Sugar Fork Township: J D Russell, Jas Keener, W A Holbrook.

Blue Rridge Township: J W Wilson, G A Jacobs, S W Hill.

Smith's Bridge Township: L Howard, M L Kelly, E T Long.

Cartoogechaye Township: S M Gillispie, Albert Siler, W H Roane.

Nantibala Township: Zebedee Barnes, Jas Forrester, J B Pagett.

Burningtown Township: P C Wilds, J W Welch, Daniel McCoy.

Cowee Township, A B Dalton, W F Potts, Thos Mash-burn.

MADISON COUNTY.

Marshall Township: Lewis Peck, Juo B Nelson, Robt M Farnsworth, Barnett Fortner.

Pine Creek Township: Adolphus Pain, Wm Worley, Jackson Roberts.

Little Sandy Mush Township: Henry Gilbert, M M Teague, Garrison Roberts.

Spring Creek Townsnip: Jasper Ebbs, Wm Fleming, David R. Lusk.

Warm Springs Township: Peter Scism, Jacob Ottinger, Mack Rogers.

Big Laurel Township: Joseph B Goshnell, Alfred Davis Stephen Wallen,

Shelton Laurel Township: Ephram Hensley, Roderick Shelton, B T Chandley.

Gabriel Creek Township: Phillip Buckner, Isaac L Williams, Reuben Sams.

Middle Fork Township: Jas Metcalf, Henry L McLean, Nathan M Anderson.

West Fork Township: Sam'l Edwards, Chas L McPeters, Solomon G Brigman.

Upper Laurel Township: Wm B Anderson, Ohver English, Marion Marchbanks.

MARTIN COUNTY.

Hamilton Township: Henry R Roberson, Jno P Hyman, J A B Cooper, Justus Everett, H D Roberson.

Willimston Township: Stanly M Purrington, Simon P Everett, Simon D Ward, Joshua Everett.

Jonesville Township: DR Daniel, Jas B Lanier, Goodman Darden, NS Stallings.

MECKLENBURG COUNTY.

Charlotte Township: F A McNinch, J S Myers, R M White, Jno A Young, Walter Brem, D H Hill, W F Davidson, E K P Osborne, T L Vail, S H Hilton. H B Williams.

Clear Creek Township: T A Jerome, A C Flow, R H Henderson.

Crab Orchard Township: W H Taylor, Leander Query, J N Wallace.

Berryhill Township: L M McAlister, H D Stowe, J J Price.

Sharon Township: Oswald Alexander, H K Reid, Lorenzo Hunter.

Pineville Township: F C Harris, J H Elms, J T Downs, M L Wallace.

Providence Township: E M Matthews, J N Howie, A G Reid.

Steele Creek Township: F Lee Erwin, S A Caruthers, Thomas P Grier.

Deweese Township: D W Mayes, W A Sossoman, W P Williams.

Long Creek Township: Thos Gluyas, A M Barry, Thos Neal.

Paw Creek Township: A W Lowing. D B McCord, C L Gibson.

Lemley's Township: R A Torrence, B F Blythe, Jas N Wilson.

Morning Star Township: S B Smith, D M Fesperman, J W Hood.

Mallard Creek Township: R A McNeely, B H Garrison, N Gibbon.

MCDOWELL COUNTY.

Jamestown Township: B F Bracket, Jas M Robinson, Jno W Bright.

Higgins Township: A C Gardner, W C Tate, H C Bennett.

Dysartville Township: Jno H Patton, A B Higgins, Wm M Morrison.

Dobson Township: Isaac S Stacey, W A Connely, S P Burnett.

North Cove Township: R P Hollyfield, W A McCall, Jos Connely.

Marion Township: Henry Presnall, Jno P Cansler, Samuel M Silver, J H Gilkey.

Old Fort Township: E H Grant, Thos Y Greenlee, Jos B Burgin, R H Moore.

Crooked Creek Township: R M Burgin, A J Dula, Thos Young Lytle.

Broad River Township: Benj Nisbett, Wm H Ledbetter, J H Garrison.

Sugar Hill Township : Joshna Hall, G W Crawford, Geo W Morgan.

MITCHELL COUNTY.

Bakersville Township: J C Howell, Wm Hickey, W S Buchanan, Robt M Penland.

Snow Creek Township: Sam'l Blalock, B B Wesfalin, Wm Silver.

Grassy Creek Township: Jno C Blalock, D N Cox, Wm Holyfield.

Cranberry Township; Riley Pritchard, W Young, Alex Erwin.

Toe River Township: Wm Ollis, Sidney Conly, J C Keener.

Linville Township: Jason Hughes, Wm Burlison, Marcus Tuttle.

Little Creek Township: Chas Burlison, Jas W Ayres, T J Buchanan.

Red Hill Township: Thos B Garland, Adam Snow, S C Phillips

Harrill's Township: Jonathan Buchanan, Carson Gouge, Joseph Street.

Hollow Poplar Township: Juo Peterson, Chas Byrd, Spencer Barret.

MONTGOMERY COUNTY.

Troy Township: B T Coggin, Isaac Suggs, Calvin J Cockrane.

Mt Gilead Township: D C McAulay, Jno R Scarborough, E S L Barringer.

Pee Dee Township: Thos C Ingram, John Bogan, C W Wooley.

Rocky Spring Township: Daniel J Ewing, Neill McCallum, A F Brush.

Little River Township: A P Leach, Willis Auman, David Allen.

Eldorado Township: B T Coggins, sr, A S Harris, Wm McAlister.

Hollingsworth Township: Martin Gills, David McCauley, C J Bruton.

Uwharrie Township: J C Colton, John Calvin Morris, Jesse Mullinn.

Cheek's Creek Township: Jeremiah Luther, John G Skinner, P H Turner.

Ophir Township: Enoch Davis, Wm H Hurley, P O Sanders.

Hill Township: M M Leach, Martin Wright, William Auman.

MOORE COUNTY.

Carthage Township: J A Jackson, D P Shields, Murdock Ferguson, M M Fry.

Ben Salem Township: L B Currie, Neil Leach, Kenneth Matherson.

Thos Brown's Township: Peter Shamburger, John Howard, ET Williams.

Ritter's Township: W J King, Geo Purvis, Richard Street.

Jonesboro Township: Absalom Kelly, George W Avent, R M Brown, D B McIver, A H Cox.

Greenwood Township: Juo McNeil, Juo B Cole, H L Muse, H W Graham.

Thugard's Township: D S Byrd, Daniel Blue, Jno K McLean.

Packet Township: A M Wicker, Wm Arnold, Wm McLeod.

Sand Hill Township: Malcolm McNeil, D C Blue, C W Shaw.

Jackson Spring Township; A M Black, Jasmes L Currie, M G McKenzie.

NASH COUNTY.

Castalia Township: Thos J Braswell, jr, James Harper, Wm T Taylor, James B H Boddie.

Griffin Township: James V Bunting, R F Drake, J V Avent.

Whitaker's Township: TP Braswell, SR Hilliard, AH Ricks, J. W. Thompson, WD Stokes, Berry Whitehead.

Stony Creek Townsnip: John E Lindsay, John R Green W R Winstead.

Nashville Township: L W Hedgepeth, Edward W Wilcox, Elisha H Cockrill, Jno C Harper.

Cooper's Township: Thos R Batchelor, B H Vester, J J E Deans.

Manning's Township: S C Edwards, Z R Hinton, James T Webb.

Ferrill's Township: J A G Kemp, Ceorge B Morgan, J W Ballentine.

Bailey's Township: W B Wineborne, D H Bunn, Westly Privett.

Jackson Township: A H Dentan, N R Strickland, Thos. Westray.

Rocky Mt Township: D W Winstead, J D Robbins, M B Williford, R C Tillery.

NEW HANONER COUNTY.

Wllmington Township: Anthony Howe, Joseph C Hill, Thos M Smith.

Cith of Wilmington: E D Hall, Jno D Love, Solomon Bear, J C Millis, Jno S James, J L Cantwell, Henry Schul-

ken, L H Bowden, Walker Meares, O G Parsley, jr. J M King, Jno C Koch, C D Myers, Henry Nutt, W W Harris, D G Worth, E H McQuigg.

Federal Point Township: Stephen D Keyes, Jno H

Savage, Hosea L Horne.

Masonboro Township: Jno G Wagner, Joseph A Montgomery, Jno J Beasley.

Harnett Township: Jno A Holt, A A Moseley, Jno W

Maffitt.

Cape Fear Township: Henry E Scott, James Cowan, A G Grady.

NORTHAMPTON COUNTY.

Gaston Township: Wm E Brdley, Jas W Grant, Joe G Lockhart.

Occoneechee Township: Thos W Mason, Thos C Parker, Jas L Linter.

Jackson Township: Isaac Peele, W S Copeland, John T Peebles.

Roanoke Township: Wm Grant, Andrew E Peele, Wm H Williams.

Rich Square Township: Henry C Edwards, John C Jacobs, Andrew J Harrell.

Wiccacanoe Township: Wm J Rogers, Wm H Parker, Jas L Lassiter.

Kirby Township: Joe A Garris, Wm J Edwards, E A Martin.

Seaboard Township: C C Daniel, Alex H Reid, W J Maddry, B D Staneill.

ONSLOW COUNTY.

Richland Township: E J Newbolds, S B Taylar, Harvey Cox.

Jacksonville Township: John Mashbourne, A J Murrill, Jas Gaines, Richard Canady.

Stump Sound Township: Jno J Yopp, H E King, John Shepard.

Swansboro Township: J A Freshwater, T B Holland, L O Fonville, W P Ward.

White Oak Township: Noble Sommersville, S L Gerock, W J Mnmfort.

ORANGE COUNTY.

Hillsboro Township: Calvin E Smith, Nathaniel D Bain, Alvis Durham, John M Blackwood, Lemuel Lynch.

Little River Township: Samuel H Jordan, Lambert W Hall, Addison W Holden.

Mangum Township: A K Umstead, George W Jones, Robert F Webb.

Durham Township: Wm W Guess, D L Paschall, Rob't D Patterson, D C Parish, M A Angier, Caleb B Green.

Patterson Township: Samuel H Turrentine, Gabriel A Barbee, Wm C Mason.

Chapel Hill Township: Chas W Johnson, Wm G Robson, Merritt Cheek, Jno H Watson.

Bingham Township: D. M. Durham, Robert Long, T P. Bradshaw.

· Cedar Grove Township: Wm W Allison, Wm T Tate, John Thompson.

PAMLICO COUNTY.

Township No 1. Brazilla Halton, James Madison Reel, Alex C Brinson.

No. 2: Stephen D Lane, Tillman F Woodard, James O Baxter, Jas S Lane.

No 3: Eph H Riggs, Daniel B Hooker, Wm N Pugh, Freeman E Ives.

No 4: Washington L Barnett, John Wm Watson, Jas Potter.

No 5. Robert B Hardison, John F Ritch, John B Murtin.

PASQUOTANK COUNTY.

Elizabeth City Township: G W Cobb, H 1gh Cale, Jabez Pritchard, R K Speed, G M Scott, W A Harney, F M Cook.

Newland Township: Edmund Doly, Wm Williams, Josiah R Etheridge.

Providence Township: Miles Whitehurst, Nixon Morgan, W S Temple.

Nixonton Township: Samuel J Halstead, Zenas Fearing, Eph Stanton.

Mount Hermon Township: Mark Gregory, Wm T White, Elisha Harris.

Salem Township: W F Thibby, James Perry, F M Godfrey.

PENDER COUNTY.

Holden Township: John Lillington, Samuel P Hand, Robt T Sanders.

Union Township: H T Murphy, John D Powers, John E Rivenback.

Columbia Township: G T Walker, Thos H W McIntyre, A C Ward.

Caswell Township: Henry C Register, James Thompson, J F Moore.

Lincoln Township: W J Bivins, Chas P Moore, Gratten Williams, L Southerland.

Rocky Point Township: A Gambergh, Dawson Durham, Thos J Armstrong.

Holly Township: R T Williams, W J Player, Eli II Shiver.

Grant Township: A Lloyd, R K Bryan, C W Mc-Clammy.

PERQUIMANS COUNTY.

Hertford Township: H J Reed, Abram Bonner, Geo D Newby, Edwin Brace.

Bethel Township: W L Mardre, W M Fleetwood, Robt S Pratt.

Belvidere Township: Elsbury W Riddick, Alphonso-White, Caleb Winslow.

Parkville Township: J H White, John Bennett, William Nixon.

New Hope Township: Joseph Newby, J H Jacobs, Walter Lowry.

PERSON COUNTY.

Cunningam's Township: Samuel A Barnett, C H Richmond, Robert A Williams.

Olive Hill Township: W G Winstead, James M Burton, A J Hester.

Bushy Fork Township: J L Brooks, Jno G Coleman, James O Bradsher.

Flat River Township: Alex Reams, Henry Montgomery, James T Gates.

Roxboro Township: James T Critcher, J B Pleasants Wm R Webb.

Wood Dale Township: E.J. Robertson, Jno. A. Barnett,. Jeff J. Brooks.

Halloways Township: Thos J Montague, E N Wilkerson, Thomas A Street.

Allensville Township: H W Harriss, L C Clayton, B A Thaxton.

Mt Tirzah Township: G G Moore, Groves Meadows, W T Noell.

PITT COUNTY.

Swift Creek Township: Calvin Stokes, Louis Wilson, Fred Harding.

Chicod Township: Joseph Tucker, Geo W Venters, J J Laughinghouse.

Greenville Township: Jno J Cherry, Jno B Worsley, B W Brown, Richard Williams.

Bethel Township: Wm C Davenport, Reuben Mayo, Caswell Stancill, David C Moore, Godfrey Stancill.

Pactolus Township: Theo Keel, G W Mooring, W W Little.

Falkland Township: Willis R Williams, Allen Warren, Juo King.

Farmville Township: Jno B Nichols, B S Shepard, W A Barrett, James W May, E O McGowan.

Contentnea Township: J B Garris, Abram Cox, Caleb Cannon, sr.

POLK COUNTY.

Tryon Township: J D Morris, Jno Garrison, Wm E Mills.

Columbus Township: James H Arms, T G Ridings, Noah H Hill, David Foster.

Cooper's Gap Township: Louis Cowart, James Jackson, Thos Edgerton.

Mills Springs Township: Geo J Mills, Jos C Waldrop, J M Hamilton.

Green's Creek Township: Joberry Prince, Joseph Smawley, Robt McFarland.

RANDOLPH COUNTY.

Trinity Township: P C Welborn, W M Wilson, Matt Shaw.

New Market Township: Robt Coltrane, T C Fentress, Newton Newlin.

New Salem Township: J N Caudle, D P Cobb, Wm Branson.

Liberty Township: W P Fox, W J Burgess, A L Troy. Columbia Township: Henry Craven, W H Foust, J W

Staley.

Franklinsville Township: J W Bean, A S Horney, Hugh
Parks.

Ashboro Township: R M Free, D W Porter, J E Walker, T M Moore.

Tabernacle Township: A B Finch, Jno Andrews, P Arnold.

Buck Creek Township: R M Walker, Alfred Bulla, Nathan Farlow.

Concora Township: Jno B Harney, W A Preno, B. W Steed.

Cedar Grove Township: Z A Lewellen, Nathaniel Steed, Jno W Ridge.

Grant Township: Jno Kemp, Ely A Craven, Henry Jones.

Pleasant Grove Township: H T Moffitt, Geo A Foust, J F Caviness.

Brower Township: Jno Brady, S E Teague, Jno E Albright.

Richland Township: Haman Miller, James B Burroughs, Alfred L Yow.

Union Township: Geo Auman, M H Cox, Laban Slack.

New Hope Township: O C Brewer, Jesse Lyndon, Jonathan Lassiter.

RICHMOND COUNTY.

Rockingham Township: Jno Shortridge, W P McDonald, A M McAuley, H C Hall.

Stewartsville Township: James M Graham, W H Mc-Laurin, Peter McRay, W H Murphy.

Laurel Hill Township: Gilbert M Patterson, Geo Mc-Millan.

Williamson's Township: Jno H Snead, Andrew J Brown Jesse Hargrave.

Mineral Springs Township: D H Gibson, Joshua Chappell, W D Townsend.

Black Jack Township: M J Thomas H C. Webb, C M Covington.

Wolf Pitt Township: H. S. Wade, Jno Graham, James McIntosh.

Beaver Dam Township: Jno C Terry, Jas L Yates, W W Graham.

Steele's Township: James T Bradley, Isaiah Ballard, W T Brookshire.

ROBESON COUNTY.

Alfordsville Township: Peter P McRae, Chas McRae, Jno H Morrison.

Blue Springs Township: Daniel Biggs, Thos M Watsor, D P McEachin.

Back Swamp Township: D C McIntyre, Daniel Buie, Neil Townsend.

Britt's Township: Giles F Floyd, Caleb Britt, J S Thompson,

Howellsville Township: A H Hodges, Shadwick Howel, J A Bozier.

Lumberton Township: Jesse Phillips, A W Fuller, W B Blake, J A McAllister.

Lumber Bridge Township: D S Johnson, W C McPhail, R W Kinlaw.

St Paul Township: W H Fisher, Archibald Malloy, M N McIver.

Sterling Mills Township: R R Barnes, John F Britt, E C Atkinson.

Smith's Township: William Stewart, Angus D Brown, A S Morrison.

Shoe Heel Township: Murphy McNair, B G Graham, B F McLean, Daniel McCornic.

Thompson's Township: Neil McCornic, Alex McLeod, J. C. McKeller.

Wishart's Township: Calvin Flowers, Eli Wishart, Bunyan Stancil.

Burnt Swamp Township: D A Buie, F G Odum, Alex McIntyre.

White House Township: Calvin Williams, Archibald Thompson, A C Oliver.

ROWAN COUNTY.

Salisbury Township: Phillip Sowers, Asa Ribelin, Adam M Brown, Thos G Haughton, Dolphin A Davis, G Adolphus Bingham, Andrew Murphy.

Franklin Township: W R Fraley, Abner L Hall, Wm M Kincaid.

Unity Township: John A Bailey, John C O Graham, John Rice.

Scotch Irish Township: Jesse Powless, Joseph A Hawkins, John G Fleming.

Mt Ulla Township; Stephen F Cowan, Jesse W Miller, John R Graham.

Atwell Township: Joseph F McLean, Samuel M Furr, John L Sloan, Wm T H Plaster.

Locke Township: Richard F Graham, sr., Wm F Watson, Chas H McKenzie.

Litaker's Township: Isaac S Linker, Phillip A Sloop, John Sloop.

Gold Hill Township: Adam C Earnhardt, A W Klutts, Geo M Bernhardt, Frank H Mauney.

Morgan's Township: Willie Bean, John W Miller, M Green Morgan.

Providence Township: Henry Barringer, Wm B Klutts, David Barringer.

ROCKINGHAM COUNTY.

Leaksville Township: Constantine Osborne, John Q Roberts, Alex Smith.

Jones W Burton, for Leaksville town.

Stoneville Township: Henry Barnes, E P Barnes, Winston Kallum.

Francis J Stone, for Stoneville town.

Madison Township: Jas A Vernon, Henry McGehee, Z L Wall, T McWoodburn.

Huntsville Township: Wm Carter, R S Reynolds, R B Henderson.

New Bethel Township: Thos Cummings, H P Lomax, Jas Kallum.

Simpsonville Township: W P Hopkins, John Hutchison, Thos Moore.

Wentworth Township: Nathan Mobley, Wm M Ellington, P D McCallum.

Oregon Township: Walter Lander, R A Holderby, W S Carter.

Williamsburg Township: J W McDowell, Alfred Walker, Alex J Jones.

Hugh K Reid, for Williamsburg town.

RUTHERFORD COUNTY.

Rutherfordton Township: Joseph A Smith, Jas M Toms, W L Huntley.

Carter Burnett, for Rutherfordton town.

Green Hill Township: W B Wilson, J B Morris, A L Rucker.

Union Township: W P Abrams, Jason H McKinney, J A McCluer.

Sulphur Springs Township: H S Taylor, W A Tanner, W L Jones.

High Shoals Township: J J Camp, Henry Jenkins, L A Holland.

Colfax Township: T M Walker, B B Byers, A Harrill.

Cool Springs Township: A C Higgins, A W Harrill, Barney McMahan.

J B Blanton, for Cool Springs town.

Duncan's Creek Township: D D Martin, W M Packard, Thos Stroud.

Golden Valley Township: JM Mode, H C Rollins, Jno R Gamble.

Logan's Store Township: H B Wilson, Thos F Jones, Isaac N Biggerstaff.

Camp Grove Township: Wm Montieth, L L Deck, C C Goforth.

Morgan Township: TP Hemphill, A W Haynes, J W Morgan.

Chimney Rock Township: W M Henderson, Isaac M Frady, Henry Portman.

SAMPSON COUNTY.

Clinton Township: Langdon C Hubbard, R C Holmes, Jas M Moseley, Wm A Mathis.

Taylor's Bridge Township: Vann J McArthur, A R Her-

ring, Edward C Smith.

Lisbon Township: Allen M Blackburn, Julian J Bronson, Amos J Johnson.

Franklin Township: Jas Stringfield, John A Corbett, Wm L Fennel.

Turkey Township: Walter P Moore, J D Blount, Luther R Carroll.

Piney Grove Township: W M Clifton, W A Andrews, Amos Royal.

Westbrook Township: Hardy Daughtry, Uriah Hall, John E West.

Mingo Township: N B Barefoot, J C Draughan, Josiah Baggett.

Hall's Township: Howell H Cobb, David R Watson, Julius C Hobbs.

Dismal Township: David McKennon, John C Williams, Jas R Maxwell.

Little Coharie Township: Wm Sessoms, Thos B Hall, Murdock White.

Honeycutt's Township: Wm A Baggett, Marshal B Crumpler, Isaih Herring.

McDaniel's Township: Haywood Rick, Gaston Spell, John C Wright.

STANLEY COUNTY.

Township No 1: B F Snuggs, H C Turner, T A Lowder.

No 2: M M Efird, J D Forest, M J Freeman, S S Stone.

No 3: Daniel Richer, Mumford Parker, Valentine Mauney.

No 4: Neelan Lofter, Miles Ritchey, Wm Moody. No 5: D D Green, Archibald Cauble, Eli Herrin.

No 6: Solomon Pless, Jonah M Hartsell, Calvin H Brooks.

No 7: S A Morton, J P Austin, I P Efird.

No 8: Church Carpenter, W F Crump, E W Davis.

STOKES COUNTY.

Meadow Township: Wm Neal, Joel Y Allen, Wilson B Vaughn, L F Smith.

Sauratown Township: W W Withers, Wyatt B Vaughn, W A Lash, jr.

Beaver Island Township: J P Dalton, M T Mitchell, C M Lashley.

Snow Creek Township: Samuel N Martin, J P Reid, Z S Alley.

Peter's Creek Township: W V Shelton, Frank L Moore, Thos Martin.

Quaker Gap Township: M T Smith, Jas A Leak, J L Smith.

Yadkin Township: J M Rutledge, L E Grabbs, J Q A King.

SURRY COUNTY.

Dobson Township: T V Hamlin, B F Wood, J M Gordon.

Samuel A Waugh, for Dobson town.

Mt Airy Township: Robert S Gilmer, Isaac Armfield, John G Jones.

Jame W Davis, for Mt Airy town.

Westfield Township: Lee Jessup, Joseph White, Caleb D Hill.

Pilot Township: John C Dodson, Abram Whitaker, F A Butner.

Rockford Township: John G Burns, S W Snow, M C Reeves.

Marsh Township: T F Anthony, Joseph Axon, Ira Reece.

Hotel Township: J H Maxwell, D A Eldridge, A B Galloway.

Bryant Township: A H Kapps, F M Nixon, W H Wolf.

Franklin Township: C C McNeil, Jackson Lowe, J M Armfield.

Stanley Creek Township: Hasting Beamer, Francis Miller, Samuel Sandifer.

SWAIN COUNTY.

Oconolufty Township: W R Grant, H J Beck, A Mingus.

Charleston Township: J C Cogdill, E P Gibson, M G Battle.

Nantihala Township: John Constant, W J Dehart, J L Thomason.

Tony's Creek Township: Daniel Lester, A B Welch, S A Monteith.

TRANSYLVANIA COUNTY.

Boyd's Township: Joseph M Orr, E B Clayton, A W Sitton.

Little River Township: S W Hamilton, J S Heath, J S Shuford.

Davidson's River Township: J T Brooks, E M Allison, J P Deaver, B C Lankford.

Dunn's Rock Township: WS Lankford, B W Henderson, A J Loftis.

Cathey's Creek Township: D C Shuford, L W Brooks, J McAiken.

East Fork Township: Adolphus Garren, C M Gillespie, J D Galloway.

Gloucester Township: W P Galloway, W H Robertson, John Owens, jr.

Hogback Township: T B Reed, B W Breedloe, G C Galloway.

TYRRELL COUNTY.

Columbus Township: J B Pinner, J G Brickhouse, M D L Newberry, James E Greaves.

Scuppernong Township: Henry P Alexander, Henderson Lewis, E Ransom.

Gum Neck Township: James W Swain, Ashber Jones, C E Tatem.

Alligator Township: Sybra Morris, W E Shallington, J B Combs.

South Fork Township: Thos B Myers, W C Woodley Harrison Bateman.

UNION COUNTY.

Monroe Township: Jonathan Trull, Russell Rogers, Leroy Secrest, S S McCauley, Abel Helms, L M Secrest.

Buford Township: Zachariah Yarborough, Thos C Eubanks, Wm W Smith.

Jackson Township: Wm W Walker, Jno W Belk, Wm Crow.

Sandy Ridge Township: Jno H Gribble, A J Price, Thos L Cuthbertson.

Goose Creek Township: Thos H Benton, John N Presson, Marcus E Crowell.

New Salem Township: J O Griffin, A D Howell, W A Austin.

Lane's Creek Township: Vachel T Cheers, Jacob S Little, J P Horne.

Thos W Griffin, (Griffinsville town.)

WAKE COUNTY.

Barton's Creek Township: M H Ellen, R D Honeycutt, R M Jones.

St Mary's Township: J G Andrews, W R Poole, Thos J Johns.

Buckhorn Township: L B Seagraves, W B Jones, M B Royster, G B Alford.

Cary Township: J P H Adams, C. H Clark, P A Sorrell, J R Page.

Cedar Fork Township: W H Edwards, R O Bryant, A M Adams, J C Sears.

House's Creek Township: J D Hays, B A Perry, M Y Chappell.

Little River Township: P P Pace, T J Wiggs, Michael Whitley.

Mark's Creek Township: H A Rhodes, Joseph Blake, John W Smith.

Middle Creek Township: D C Adams, J M Jones, J D Ballentine.

New Light Township: Caswell Ray, J W Thompson, W J Ward.

Neuse Township: Thomas Yeargin, L M Green, R Walter Jeffreys.

Oak Grove Township: Jas Chandler, J T Nichols, Sol J Allen.

Panther Branch Township: W D Turner, James H Allen, Simeon Williams.

St Matthews Township: Clinton W Williams, J Rowan Rogers, J A Temple.

Swift Creek Township: Allen Adams, J B Strain, L D Stephenson.

Wake Forest Township: J M Brewer, E E Gill, Hutsanel Watkins, M E Carver, J M Flemming.

White Oak Township: A M Betts, A C Council, Rufus Barbee, W F Utley.

City of Ralegh: C D Upchurch, W H Bledsoe, R G Dunn, W D Haywood, M Grausman, R W Best, B C Manly, M B Barbee, C B Root, W G Briggs, James D Pullen, John B Neathery, J C S Lumsden, Leroy G Bagley, J T Watts, Benjamin Parks.

WARREN COUNTY.

River Township: Alexander Wright, Buckner Eaton, John R Boyd.

Haw Tree Township: W A Boyd, John M Brame, John O Drake.

Smith's Creek Township: R F Rose, John Read, Jas T Russell.

Nut Bush Township: Thos P Paschall, John H Bullock, B M Collins.

D B Kimball, (Manson.)

Sandy Creek Township: Wilson Hicks, Solon Southerland, Jos B Jones.

Shocco Township: Eugene Thorn, R W Alston, Jonas C Williams.

Fishing Creek Township: William Brehon, P G Alston, Sr., T J Pitchford.

Judkins Township: Landon C Johnson, John W Riggan, C M Cook.

Warrenton Township: Mansfield Thornton, W G Plummer, B D Williams, R H Ford, H B Hunter, R G Moore.

Six Pound Township: Horace Palmer, Richard Wright, Samuel Bobbitt.

WASHINGTON COUNTY.

Plymouth Township: William J Bowen, Bryant Bennett, Asa M Johnston, (Plymouth Town,) Samuel W Latham, James F Norman.

Lee's Mill Township: Cleophas W Swain, Isaac T Hassell, William R Chesson.

Skinnersville Township: Julius Howell, L M Phelps, Thomas J Norman.

Scuppernong Township: Alex Armstrong, Joseph H Snell, Dempsey Spruil, Joshua B Davenport.

WATAUGA COUNTY.

Boon Township: J M Brown, Wm H Duggar, W F Shull, D B Daugherty, (Boon town.)

Ball Mountain Township: John J L Church, Hugh A Dobbin, A F Davis.

Blue Ridge Township: A W Fenley, F F Hendrix, Jordan Cook.

Blowing Rock Township: Wesley W Sherrell, Wm Elrod, Leonard W Estes.

Beaver Dam Township: Marion Wilson, Jacob Haguman, Dudley Farthing.

Cove Creek Township: Jas C Lewis, T P Adams, Hiram McBride.

Elk Creek Township: Isham Calloway, Lewis Hartley, J. R. Hodges.

Laurel Creek Township: M C Harman, Benj Greer, L W Farthing.

Meat Camp Township: Harvey A Davis, Alfred Moretz, John Ragan.

Stoney Fork Township: J R Norris, Jos Brown, D B Wagner.

Watauga Township: J W McClaird, C J Coffey, Henry

Taylor.

Shouneehau Township: G W Brown, Wm Voncanon, Geo W Dugger.

WAYNE COUNTY.

Goldsboro Township: Henry B Ham, Nathan Boyett, E Arnold Wright, Jas W Gulick, Ed Griswold, Jno C Slocom, G W Collier.

Stoney Creek Township: W P Holland, T A Granger, Daniel R Thompson.

Nahunta Township: W E Fountain, Jesse T Aycock, Fred I Beckton, Jas H Barnes.

Great Swamp Township: J M Perkins, Jesse Hooks, Z L M Peacock.

Pikeville Township: J T Dees, Stephen F Blow, Albert Aycock.

Saulston Township: W H Speight, Leonard Lewis, Berry Parks.

New Hope Township: John W Isler, Thos W Uzzell, John I Herring.

Indian Springs Township: John A Kornegay, John P Cobb, Wm B Whitfield.

Brogden Township: D E Stephens, Stephen W Hallowell, Wm B Bowden, L G Pearsall.

Grantham Township: Geo M Bridgers, C J McCullen, Richard Rayner.

Fork Township: Hillory Hastings, Willis H Brogden, Boaz F Hooks.

WILKES COUNTY.

Edwards Township: Jas M Gambrell, J I Parkes, F A Harris.

Trap Hill Township: Jas McCann, jr., J F Gentry, Wesley Joins.

Walnut Grove Township: Johnson Cordill, W McAbsher, Thomas Joins.

Rock Creek Township: Spencer Blackburn, W F Ward, Jas D Hunt.

Mulberry Township: F M Adams, Chas N Hunt, A B Dancy.

Union Township: D F Shephard, A A Whitington, R W Colvard.

Reddie's River Township: J A Crysell, J F Finley, G F McNeil.

Lewis Fork Township: J W Church, Alford Proffitt, A M Church.

Job's Cabin Township: Randolph Vernoy, Jefferson Church, Lindsey Triplett.

Elk Township: Geo W Hendrix, J C Land, W F Hendrix.

Beaver Creek Township: Pickens Carlton, E K Walsh, E B Phillips.

Wilkesboro Township: T J Gilreath, W H Hubbard, S J Jennings, R F Hacket.

Summers Township: Wm Cooper, L W Lumsford, Alfred Warren.

Fishing Creek Township: Elisha Parker, W B Transon, A Rossena.

Lovelass Township: W H Summers, T C Parks, Geo W Hays.

Brushy Mountain Township: E E Hendren, John T Purlier, James Mitchell.

New Castle Township: R W Wooten, Geo W Sale, J C Armstrong.

Antioch Township: Enoch Staley, Jas H Foote, F B

Parks.

WILSON COUNTY.

Wilson Township: F W Barnes, M J Edwards, T C Davis, Calvin Barnes, Robert J Taylor.

Gardner's Township: T B Bridgers, Cofield Barnes, Jesse M Taylor.

Stantonburg Township: Washington Barnes, J T Graves, D G W Ward, Henry M Thompson.

Taylor's Township: Wiley Farmer, T J Eatman, Joseph Farmer.

Black Creek Township: Jonathan Tomlinson, A G Brooks, Nathan Bass, W R Newsome.

Cross Roads Township: Jesse Lucas, D A Scott, Peter L Barnes.

Spring Hill Township: Wm Watson, Jesse Kirby, Simon Barnes.

Saratoga Township: Seth H Tyson, Ben A Howard, T R Eagles, Elbert Felton.

Old Fields Township: Larry B Boyette, A B Boykin, J L Eatman.

Toisnot Township: J H Barclay, W W Flowers, J W Crowell, M M Williams.

YADKIN COUNTY.

Booneville Township: T D Cartwright, J M Speer, J R Spencer.

Knobs Township: Benj Sparks, J N Vestal, J D Holcomb, J S Claywell, (Jonesville.)

Buck Shoals Township: J S Tulburt, J M Burgess, A N Tomlin.

Deep Creek Township: J B Holcomb, W S Arnold, Miles H Long.

Liberty Township: W B Joyner, J G Reavis, W S Macy, J R Nance, (Yadkinville.)

Forbush Township: F M Lakey, Thomas Long, J C Conrad.

Little Yadkin Township: P C Jones, J R Houzer, P S Hunt.

East Bend Township: T F Mathews, J W Flemming, Azariah Horn.

Fall's Creek Township: C H Adams, G Z Poindexter, J D Hobson.

YANCEY COUNTY.

Burnsville Township: L H Smith, L C Robinson, D A Angel.

Cane River Township: M P Hampton, W A McClelland, D M Ray.

Egypt Township: Isham Fender, Robert Lewis, L S Phillips.

Ramsay Town Township: C R Byrd, Daniel Miller, J W Peak.

Jack's Creek Township; W A Peterson, Malcom McCurry, sr, E M Honeycutt.

Brush Creek Township: G B Wooddy, W H Deaton, Jeremiah Hughes.

Crabtree Township: J W Higgins, John Cox, J C Griffith.

South Toe Township: Jason Ballon, Wm Hutchins, Geo Robinson.

Pensacola Township: Leader Ray, William Allen, M P Ray.

AFTERNOON SESSION.

At three o'clock the House was called to order by Mr. Speaker Price.

Mr. Bagley made the following report on the part of the minority of the committee to report a list of magistrates:

The undersigned, members of the joint committee to nominate justices of the peace, respectfully submit that they cannot concar in the majority report of the committee, because the nominations recommended by them are so arranged as to ignore the rights of the minority and electors, and are contrary to the wishes of the people as expressed heretofore at the polls in the election of magistrates. Besides, these appointments are, to say the least, of doubtful constitutionality. We therefore decline to concur in the recommendations of the majority of the committee. We recommend the adoption of the accompanying resolution.

Respectfully submitted,

WILLIS BAGLEY, THOS R. PURNELL, J. Q. A. BRYANT, H. C. DOCKERY. Resolved, That in the election of justices of the peace the vote shall be by counties and substitutes may be offered.

(Signed,)

BAGLEY, PURNELL, BRYAN,

Minority of Committee.

Mr. Pinnix moved that the House proceed to vote, and demanded the previous question on the adoption of the report of the majority.

On the call of the previous question Mr. Bledsoe called the ayes and noes.

The call was sustained and the main question ordered by the following vote:

Affirmative—Messrs. Ardrey, Austin, Aycock, Baxter, Beam, Braswell, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Council, Davis of Haywood, Fagan, Fennell, Fox, Gaither, Geoffroy, Godwin, Harrison, Harriss, Henderson, Horton, Hughes, Leach, Lindsay, McBrayer, McGehee, McIver, McClure, McRae, Maddrey, Moring, Morris, Moseley, Peel, Pinnix, Proffitt, Quinnerly, Roberts, Rowland, Rush, Ryals, Shackelford, Singeltary, Spake, Staples, Stephenson, Swaim, Todd of Ashe, Wilson of Burke, Winslow and Worth—52.

Negative—Messrs Allen, Bagley, Bledsoe, Bryant, Bryson, Cale, Carter of Warren, Cary, Clarke of Craven, Crews, Davis of Lenoir, Duggan, Ennis, Ewing, Haynes, Hood, Johnson of Warren, Johnston of Washington, Kenan, King, Lineback, Lloyd, Ormond, Parish, Powell, Purnell, Ransom, Reynolds, Richardson, Rogers, Scott, Sharpe, Shotwell, Simmons, Todd of Wake, Ward of Chowan, Ward of Bertie and White—38.

The question was then put on the resolution of the min-

ority, to vote by counties, and the resolution was rejected by the following vote:

Affirmative—Messrs. Allen, Aycock, Bagley, Bledsoe, Brown, Bryant, Cale, Carter of Warren, Cary, Clarke of Craven, Crews, Davis of Lenoir, Duggan, Ennis, Ewing, Haynes, Hood, Johnson of Warren, Johnston of Washington, Lineback, Lloyd, Ormond, Peel, Purnell, Reynolds, Rogers, Scott, Simmons, Todd of Wake, Ward of Chowan, Ward of Bertie and White—32.

Negative—Messrs. Abbott, Ardrey, Baxter. Beam, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Council, Davis of Haywood, Dunlap, Fagan, Fennell, Fox, Gaither, Geoffroy, Godwin, Harriss, Henderson, Horton, Hughes, Kenan, Leach, Lindsay, McBrayer, McCubbins, McGehee, McIver, McClure, McRae, Maddrey, Moring, Morris, Moseley, Parish, Pinnix, Proffitt, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Singeltary, Spake, Staples, Stephenson, Todd of Ashe, Wilson of Burke, Winslow and Worth—55.

On the motion of Mr. Pinnix to proceed to vote, Mr. Bledsoe demanded the ayes and noes.

The call was sustained and the motion was carried by the following vote:

Affirmative—Messrs. Ardrey, Austin, Baxter, Beam, Braswell, Brown, Bryson, Carter of Warren, Clark of Bladen, Clarke of Craven, Davis of Haywood, Dunlap, Fagan, Fennell, Fox, Gaither, Geoffroy, Godwin, Harriss, Hartsell, Henderson, Horton, Houk, Hughes, Kenan, Leach, Lindsay, McBrayer, McCubbins, McGehee, McIver, McClnre, McRae, Maddrey, Moring, Morris, Moye, Parish, Peel, Pinnix, Proffitt, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Singeltary, Spake, Staples, Stephenson, Todd of Ashe, Wilson of Burke, Winslow and Worth—60.

Negative—Messrs. Allen, Abbott, Bagley, Bledsoe, Bryant, Cale, Cary, Crews, Davis of Lenoir, Ennis, Haynes, Hood, Johnson of Warren, Johnston of Washington, Lineback, Lloyd, Ormond, Purnell, Reynolds, Scott, Simmons, Todd of Wake, Ward of Chowan, Ward of Bertie, White and Wilson of New Hanover—26.

The House then proceeded to ballot, and Mr. Speaker Price announced that the tellers would submit their report, with the result, to-morrow.

A message was received from the Senate, returning the act to raise revenue, for correction in section 16.

The action of the Senate was concurred in and the bill was ordered to be enrolled for ratification.

Mr. Moring moved that when the House adjourn it adjourn to half-past 10 o'clock, and the House adjourned to that hour.

SEVENTY-NINTH DAY.

House of Representatives, Friday March 9th, 1877.

The House was called to order at half past ten o'clock. Mr. Speaker Price in the chair.

The Journal of Yesterday was adopted.

INTRODUCTION OF PETITIONS.

By Mr. Yount: A petition from the committee of the People's Agricultural and Mechanical Association of Catawba county, for the protection and encouragement of sheep husbandry, which was referred to the committee on propositions and grievances.

Leave of absence was granted to Mr. Fox, indefinitely; to Mr. Fulcher, indefinitely; to Mr. Godwin, indefinitely; to Mr. Baxter, indefinitely; to Mr. White, indefinitely; to Mr. Fagan, indefinitely; to Mr. Ward of Chowan, indefinitely; to Mr. Stevenson, indefinitely; to Mr. Quinnerly, indefinitely; to Mr. Spake, nidefinitely.

THE CALENDAR

was taken up, and S. B. 723, H. B. 760, a bill to be entitled an act to regulate the terms of the several Superior Courts of the 7th judicial district passed its 2nd and 3rd readings, and was ordered to be enrolled for ratification.

H. B. 601, a bill in relation to the city of Raleigh, was taken up on its third reading.

Mr. Moring offered the following amendment:

"Amend sec. 4, so that the 5th line shall read as follows: Except the 3rd and 5th wards: and the 3rd and 5th wards shall chose four each."

And on its odoption demanded the ayes and noes. The call was sustained, and the amendment adopted by the following vote:

Affirmative—Messrs. Ardrey, Austin, Aycock, Braswell. Brown, Bryson, Carter of Buncombe, Clark of Bladen, Cooper, Conneil, Davis of Haywood, Dunlap, Fagan, Fox, Gaither, Geoffroy, Godwin, Hartsell, Henderson, Horton, Houk, Hughes, Jarvis, Kenan, King, Leach, Lindsay, MeBrayer, McCubbins, McClure, McKae, Maddrey, Moring, Morris, Mosely, Moye, Peel, Quinnerly, Ransom, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Singeltary, Staples, Stephenson, Todd of Ashe, Wilson of Burke, Wilson of Transylvania, Winslow and Worth—55.

Negative—Messrs. Allen, Bagley, Bledsoe, Bryant, Carter of Warren, Crews, Davis of Lenoir, Duggan, Ennis, Haynes, Johnson of Warren, Lineback, Lloyd, Ormond, Reynolds, Rogers, Scott, Simmons, Todd of Wake, Ward of Chowan, Ward of Bertie, Wilson of New Hanover—22.

The bill then passed its third reading and was ordered to be sent to the Senate for concurrence.

S. B. 694, rl. B 765, a bill to be entitled an act to change the time of holding the municipal elections of the town o Elizabeth City, was taken up.

Mr. Bagley offered an amendment upon which he demanded the ayes and noes. The call was sustained and the amendment rejected by the following vote:

Affirmative—Messrs. Allen, Bagley, Bledsoe, Braswell, Brown, Bryant, Bryson, Cale, Carter of Warren, Clark of Bladen, Council, Crews, Davis of Lenoir, Dunlap, Ennis, Fagan. Haynes, Johnson of Warren, Lineback, Lloyd, Ormond, Reynolds, Rogers, Scott, Simmons, Ward of Chowan. Ward of Bertie, White, Winslow—29.

Negative—Messrs. Ardrey, Aycock, Carter of Buncombe, Carter of Hyde, Cooper, Gaither, Geoffroy, Godwin, Harriss, Hartsell, Henderson, Houk, Hughes, Jarvis, Kenan, King, Leach, Lindsay, McBrayer, McCubbins, McIver, McRae, Moring, Morris, Moseley, Peel, Ransom, Roberts, Rose, Rowland, Rush, Ryals, Shackelford, Sharpe, Singeltary, Stephenson, Todd of Ashe, Wilson of Burke, Wilson of Transylvania, Worth and Yount—41.

And the bill then passed its second reading, and without objection went to its third reading, passed, and was ordered to be enrolled for ratification.

H. B. 843, a bill to be entitled an act to allot and distribute the judicial power of the State, passed its second and third readings, and was ordered to be engrossed and sent to the Senate.

By consent, Mr. Houk, from the committee on corporations, reported favorably on S. B. 761, H. B. 800, a bill to be entitled an act supplemental to an act explanatory of the act to provide for the speedy completion of the Western N. C. R. R., &c.

Mr. Kenan from the committee on propositions and griev ances, reported on S. B. 302, H. B. 619, a bill for the encouragement of the watering place at White Sulphur Springs, in Surry county.

S. B. 880, H. B. 842, a bill to be entitled an act supplemental to an act ratified February 17th, 1877, passed its second and third reading, and was ordered to be enrolled for ratification.

S. B. 407, H. B. 740, a bill to be entitled an act to amend see. 2, of article VI of the constitution of North Carolina, was taken up. Mr. Henderson sent foaward the following amendment:

"Amend the enacting clause by striking out the words, 'all the members of.'"

Mr. Bledsoe moved to lay the amendment on the table, and on that motion demanded the ayes and noes.

The call was sustained, and the motion to table lost by the following vote:

Affirmative—Messrs. Allen, Bagley, Bledsoe, Bryant, Bryson, Cale, Carter of Buncombe, Carter of Warren, Cary, Clarke of Craven, Crews, Davis of Haywood, Davis of Lenoir, Duggan, Ennis, Haynes, Hill, Hood, Horton, Houk, Johnson of Warren, Johnston of Washington, Lloyd, Moye, Ormond, Quinnerly, Reynolds, Rogers, Rush, Russell, Sams, Scott, Simmons, Todd of Wake, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of New Hanover, Wilson of Transylvania—40.

Negative—Messrs. Abbott, Ardrey, Austin, Ayeock, Braswell, Brown, Carter of Hyde, Clark of Bladen, Conneil, Dunlap, Fagan, Gaither, Geoffroy, Harriss, Hartsell, Henderson, Hughes, Jarvis, Lindsay, McBrayer, McCubbins, McGehee, McIver, McLean, McRae, Maddrey, Moring. Morris, Moseley, Parish, Peel, Pinnix, Proffitt, Ransom, Richardson, Roberts, Rose, Rowland, Ryals, Shackelford, Sharpe, Singeltary, Simpson, Smith, Staples, Stephenson, Swaim, Todd of Ashe, Wilson of Burke, Winslow and Worth—51.

The question then recurred upon the amendment of Mr. Henderson, upon which Mr. Bledsoe demanded the ayes and noes.

The call was sustained and the amendment adopted by the following vote:

Affirmative—Messrs. Austin, Aycock, Braswell, Brown, Carter of Buncombe, Clark of Bladen, Council, Dunlap, Gaither, Harriss, Hartsell, Henderson, Leach, McBrayer, McCubbins, McGehee, McIver, McLean, McRae, Maddrey, Moring, Morris, Moseley, Parish, Peel, Pinnix, Ransom, Richardson, Roberts, Rose, Rowland, Ryals, Sharpe, Singel-

tary, Simpson, Smith, Staples, Stephenson, Swaim, Todd of Ashe, Winslow, Worth and Yount—43.

Negative—Messrs. Allen, Bagley, Bledsoe, Bryant, Cale, Carter of Warren, Cary, Clarke of Craven, Cooper, Crews, Davis of Haywood, Davis of Lenoir, Duggan, Enuis, Geoffroy, Haynes, Hill, Lindsay, Lloyd, Moye, Ormond, Proffitt, Purnell, Quinnerly, Reynolds, Rogers, Rush, Russell, Sams, Scott, Simmons, Todd of Wake, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of New Hanover and Wilson of Transylvania—40,

Mr. Bledsoe moved to indefinitely postpone the whole matter, and on a division the motion prevailed.

By consent Mr. McLean introduced a bill to submit an amendment to the Constitution of the State to the people in relation to the special tax bonds, which was placed on the calendar.

H. B. 690, an act to enable the Board of Education to create a fund for educational purposes by making marketable certain lands by reclamation, was taken up, and on motion laid on the table.

Mr. Henderson moved to reconsider the vote by which S. B 407, H. B. 740, a bill to be entitled an act to amend section 2, of article VI., of the Constitution of North Carolina, failed to pass its second reading.

On that motion the ayes and noes were demanded.

The call was sustained, and reconsideration was had by the following vote;

Affirmative—Messrs. Allen, Ardrey, Aycock, Braswell, Brown, Clark of Bladen, Cooper, Davis of Haywood, Davis of Lenoir, Dunlap, Harris, Hartsell, Henderson, Hood, Horton, Houk, Hughes, Leach, McBrayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Maddrey, Moring, Morris, Ormond, Parish, Pinnix, Powell, Proffitt, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sam Shackelford, Sharpe, Singeltary, Simpson, Smith, Staples,

Stephenson, Swaim, Wilson of Burke, Winslow, Worth and Yount—52.

Negative—Messrs. Austin, Bagley, Bryant, Cale, Carter of Warren, Cary, Clarke of Craven, Council, Crews, Duggan, Ennis, Geoffroy, Haynes, Hill, Johnson of Warren, Lloyd, Moye, Purnell, Quinnerly, Reynolds, Rogers, Russell, Scott, Simmons, Todd of Wake, Ward of Chowan, Ward of Bertie, Williamson and Wilson of Transylvania—29.

Mr. Ormond sent forward an amendment, and upon its adoption demanded the ayes and noes.

The call was sustained and the amendment rejected by the following vote:

Affirmative—Messrs. Aycock, Bagley, Braswell, Bryant, Cale, Clark of Bladen, Crews, Davis of Lenoir, Duggan, Ennis, Haynes, Hood, Hughes, Kenan, Lloyd, Ormond, Peel, Quinnerly, Roberts, Rogers, Russell, Scott, Simmons, Todd of Ashe, Todd of Wake, Ward of Chowan, Ward of Bertie, Williamson, Wilson of New Hanover, Wilson of Transylvania and Worth—32.

Negative—Abbott, Ardrey, Austin, Bledsoe, Brown, Carter of Hyde, Carter of Warren, Clarke of Craven, Cooper, Council, Davis of Haywood, Gaither, Geoffroy, Harriss, Hill, Horton, Houk, Johnson of Warren, Lindsay, McBrayer, McCubbins, McIver, McClure, McRae, Maddrey, Moring, Moseley, Moye, Parish, Pinnix, Proffitt, Rose, Rowland, Rush, Ryals, Shackelford Sharpe, Singeltary, Smith, Staples, Stephenson, Swaim, Wilson of Burke, Winslow and Yount—45.

Mr. Henderson demanded the previous question.

The hour for the special order having arrived, the consideration of it was postponed until a disposal of the matter before the House.

The question was upon Mr. Henderson's call for the previous question, and the main question was ordered.

On the passage of the bill on its second reading Mr. Henderson demanded the ayes and noes.

The call was sustained and the bill failed to pass by the following vote:

Affirmative—Messrs. Ardrey, Austin, Aycock, Brown, Clark of Bladen, Dunlap, Gaither, Harriss, Hartsell, Henderson, Hughes, Leach, McBrayer, McCubbins, McGehee, McIver, McLean, McRae, Maddrey, Morris, Parish, Peel, Pinnix, Powell, Quinnerly, Richardson, Roberts, Rose, Rowland, Ryals, Shackelford, Sharpe, Shotwell, Singeltary, Smith, Staples, Stephenson, Swaim, Todd of Ashe, Wilson of Burke, Winslow, Worth and Yount—43.

Negative—Messrs. Allen, Bagley, Bledsoe, Braswell, Bryant, Cale, Carter of Buncombe, Carter of Warren, Clarke of Craven, Cooper, Council, Crews, Davis of Haywood, Davis of Lenoir, Duggan, Ennis, Fagan, Geoffroy, Haynes, Hill, Hood, Horton, Houk, Jarvis, Johnson of warren, Johnston of Washington, Kenan, Lindsay, Lloyd, McClure, Moring, Moye, Ormond, Proffitt, Purnell, Ransom, Reynolds, Rogers, Rush, Russell, Sams, Scott, Simmons, Simpson, Todd of Wake, Ward of Chowan, Ward of Bertie, Williamson, Wilson of New Hanover and Wilson of Transylvania—50.

A message was received from the Senate asking the return of S. B. 839, a bill to organize the militia of the State for correction; and it was ordered by the Honse that a message be sent back to the Senate transmitting the same.

A message was also received from the Senate informing the House that the Senate had passed S. B. 870, a bill to be entitled an act supplemental to an act to divide the State into nine judicial districts, and for other purposes, which was read by its title and placed on the calendar; and also announcing that the Senate had concurred in House amendments to S. B. 681, H. B. 727, a bill to give justices of the peace jurisdiction of civil actions not founded on

contract, and ordered the same to be enrolled for ratification.

A message was also announced from the Senate informing the House that the Senate insisted upon their amendments to the bill concerning the Institution for the deaf, dumb and blind; the question was upon concurrence in the Senate amendments. The House refused to concur and a message was ordered to be sent to the Senate proposing a committee of conference.

A message was received from the Senate informing the House that the Senate had passed S. R. 837, Resolutions authorizing the treasurer to receive money from the Raleigh National Bank, deposited by E. G. Hill, sheriff and tax collector of Johnston county, which was read the first time and placed on the calendar. Also transmitting S. B. 874, a bill to establish an Inferior Court for the city of Wilmington, which was read by its title and placed upon the calendar. Also S. B. 550, a bill to prohibit the sale of spirituous liquors in certain localities, which was read by its title and placed on the calendar. Also S. R. 899, a resolution in favor of the clerks and employees of the Senate, which was read by its title and placed on the calendar. Also transmitting Senate amendments to the following bills, which were placed on the calendar: H. B. 601, S. B. 889, a bill in relation to the city of Raleigh, and H. B. 234, S. B. 795.

By consent, Mr. Shackelford, from the committee on engrossed bills, reported the following bills as correctly engrossed:

H. B. 755, a bill to be entitled an act to amend chapter 92, section 8, Battle's Revisal;

H. B. 783, a bill to be entitled an act to incorporate Mill Creek Baptist Church, in the county of Union;

H. B. 784, a bill to be entitled an act to incorporate Mount Zion church, in the county of Union;

H. B. 165, a bill to be entitled an act to alter the constitution of North Carolia, changing the time of commencement of the Governor's term of office;

H. B. 668, a bill to be entitled an act to incorporate the trustees of Antioch Methodist church and Camp Grounds, in the county of Union;

H. R. 142, a resolution in relation to the Confederate Cemetary;

Engrossed amendment to S. B. 681, H. B. 727, a bill to be entitled an act to give Justices of the Peace, jurisdiction in civil actions, &c.

The following bills and resolutions reported as correctly enrolled by committee on enrolled bills, were duly ratified and transmitted to the Senate:

S. B. 727, H. B. 794, an act to amend section 74, of the Code of Civil Procedure, and in other particulars:

S. B. 699, H. B. 718, an act to establish a criminal court in the county of New Hanover;

H. B. 450, S. B. 740, an act to repeal section 2, chapter 200, of the laws of 1874-75, entitled an act to direct the jurisdiction of the Superior Courts over misdemeanors, in failing to list polls and property and for other purposes;

H. B. 583, S. B. 754, an act to confer upon the mayor or other chief officer of every city or incorporated town in the State, the criminal jurisdiction of a Justice of the Peace, and other judicial powers;

S. B. 763, H. B. 820, an act to afford relief to the sureties of Isaac Pipkin, late sheriff of Hertford county;

S. B. 279, H. B. 728, an act to enable the trustees of the Presbyterian church, at Louisburg, to tronsfer certain property;

H. B. 724 S. B. 818, an act to indemnify Polk county, for the support of a certain lunatic;

S. B. 748, H. B. 787, an act to provide for the holding of the May term of Pitt Superior Court; H. B. 568, S. B. 816, an act to change the dividing line between Blue Springs and Lumber Bridge townships, in Robeson county;

S. B. 429, H. B. 679, an act to amend chapter 201, laws of 1874.75, entitled an act providing a fence law for the counties of Anson, Union and Guilford;

H. B. 695, S. B. 846, an act to incorporate the Roan Mountain Steel and Iron Company;

H. B. 754, S. B. 829, an act to establish a public ferry in Davidson and Davie counties;

H. B. 828, S. B. 860, an act to establish a public ferry in the counties of Davie and Davidson;

S. B. 804, H B. 814, an act to extend the time to incorporate the Portis Gold Mining Company in Franklin county

S. B. 472, H. B. 774, an act to establish normal schools;

H. B. 624, S. B. 750, an act to incorporate Mount Mourne Lodge, No. 347, F. A. M. in the county of Iredell;

S. R. 701, H. R. 191, resolution in favor of James T Hunter, sheriff of Alamance county;

H. B. 666, S. B. 808, an act to amend the charter of the town of Concord, in the county of Cabarrus;

S. B. 386, H. B. 719, an act to canal Angola Bay;

S. B. 610, H. B. 791, an act to amend chapter 235, laws of 1869-70;

H. B. 759, S. B. 876, an act to amend an act entitled an act to incorporate the Wilmington and Coast Turnpike Company, ratified the 19th day of March, A. D. 1875;

S. B. 263, H. B. 433, an act to amend section 23, chapter 45, of Battle's Revisal;

S. B. 498, H. B. 653, an act to incorporate the town of Huntersville, in the county of Mecklenburg;

S. B. 348, H. B. 418, an act to revise and consolidate the public school law.

Leave of absence was granted to Mr. Davis of Lenoir, indefinitely from to-day.

The hour for the special order, being S. B 441, H. B 723, a bill to be entitled an act for the relief of the North Carolina State Agricultural Society, having arrived, Mr. McGenee moved to indefinitely postpone, and upon that motion demanded the ayes and noes.

The call was sustained and the motion to postpone prevailed by the following vote:

Affirmative—Messrs. Abbott, Aycock, Bagley, Bledsoep Bryant, Clark of Bladen, Clarke of Craven, Cooper, Crews, Davis of Haywood, Davis of Lenoir, Duggan, Ennis, Haynes, Hood, Houk, Hughes, Johnston of Washington, M'Brayer, McCubbins, McGehee, McIver, McRae, Maddrey, Morris, Moseley, Moye, Ormond, Parish, Peel, Richardson, Rogers, Rowland, Rush, Russell, Sams, Scott, Shackelford, Simmons, Simpson, Stephenson, Todd of Ashe, Ward of Chowan, Ward of Bertie, Williamson, Wilson of New Hanover, and Wilson of Transylvania—47.

Negative—Messrs. Ardrey, Austin, Braswell, Brown, Cale, Carter of Hyde, Carter of Warren, Council, Dunlap, Fagan, Gaither, Geoffroy, Harriss, Henderson, Horton, Jarvis, Johnson of Warren, Kenan, Leach, Lindsay, Lloyd, McLean, McClure, Moring, Powell, Purnell, Reynolds, Roberts, Rose, Sharpe, Shotwell, Singeltary, Staples, Swaim, Todd of Wake, Wilson of Burke, Winslow, Worth and Yount—39,

Mr. Moye moved to reconsider the vote by which indefinite postponement was had, and to lay that motion on the table, and on a division the motion to reconsider was tabled.

By consent, a report was made from the committee on propositions and grievances on S. B. 834, H. B. 832, a bill to be entitled an act to authorize certain persons to convey title to certain lots in the town of Franklin, Macon county, recommending its passage.

Mr. Wilson, of Burke, moved to take from the table S. B. 774, H. B. 836, a bill for the appointment of commissioners

to confer with the valid bondholders of the State, and the motion prevailed.

The question was then on the passage of the bill on its second reading.

Mr. Wilson, of Burke, sent forward the following amendment which was adopted:

"Strike out the clause allowing actual expenses."

Mr. Cooper offered the following:

"Strike out two members of the General Assembly and two members of the Senate."

The motion prevailed.

Mr. Wilson, of Transylvania, moved to table the whole matter, and the motion was lost.

Mr. Houk offered an amendment which did not prevail.

Mr. Kenan moved to indefinitely postpone, and on the motion demanded the ayes and noes. The call was sustained and the motion failed by the following vote:

Affirmative—Messrs. Allen, Bryant, Council, Davis of Haywood, Hartsell, Hood, Horton, Houk, Johnston of Washington, Kenan, Leach, Maddrey, Moye, Parish, Peel, Rose, Rush, Sharpe, Todd of Ashe, Ward of Chowan, and Wilson of Transylvania—21.

Negative—Messrs. Abbott, Ardrey, Austin, Aycock, Bagley, Bledsoe, Braswell, Brown, Cale, Carter of Hyde, Carter of Warren, Clark of Bladen, Clarke of Craven, Cooper, Crews, Davis of Lenoir, Dunlap, Ennis, Gaither, Harriss, Haynes, Henderson, Hill, Jarvis, Johnson of Warren, Lindsay, Lloyd, M'Brayer, McCubbins, McGehee, McIver, McClure, McRae, Moring, Morris, Moseley, Powell, Proffitt, Purnell, Reynolds, Roberts, Rogers, Rowland, Ryals, Sams, Seott, Shackelford, Simmons, Simpson, Staples, Stephenson,

Swaim, Todd of Wake, Ward of Bertie, Williamson, Wilson of Burke, Wilson of New Hanover, Worth and Yount—59.

The question was on the passage of the bill on its second reading.

Mr. Todd, of Ashe, sent forward an amendment, which was rejected, and the bill then passed its second and third readings and was ordered to be sent to the Senate with engrossed amendments.

Mr. Kenan asked for indefinite leave of absence for Mr. King, and leave was granted.

Mr. Parish. from the judiciary committee, reported unfavorably on the following bills:

H. B. 737, a bill to provide for the colored insane of North Carolina, and to amend an act for the same purpose, passed at last session;

H. B. 138, a bill to provide an asylum for the colored insane of North Carolina;

H. B. 253, an act to amend an act to provide for the col-Insane Asylum of North Carolina.

Leave of absence was granted to Mr. Shackelford, indefinitely, on motion of Mr. Kenan.

Mr. McGehee, from the committee on finance, reported favorably on H. B. 492, a bill to allow the commissioners of Robeson county to levy a special tax.

The bill was put on its third reading, and upon its final passage the ayes and noes were demanded. The call for the ayes and noes was sustained, and the bill passed by the following vote and was ordered to be sent to the Senate without engrossment:

Affirmative—Messrs. Abbott, Ardrey, Austin, Aycock, Brown, Bryant, Carter of Buncombe, Carter of Hyde, Carter of Warren, Clark of Bladen, Clarke of Craven, Cooper, Duggan, Dunlap, Ennis, Fagan, Gaither, Geoffroy, Harriss, Hartsell, Haynes, Henderson, Hill, Horton, Houk, Hughes, Jarvis, Johnson of Warren, King, Leach, Lindsay, M'Brayer, McCubbins, McGehee, McIver, McClure, McRae, Maddrey,

Moring, Morris, Moseley, Moye, Parish, Peel, Pinnix, Powell, Proffitt, Ransom, Reynolds, Roberts, Rowland, Rush, Russell, Ryals, Sams, Scott, Shackelford, Sharpe, Shotwell, Simmons, Singeltary, Simpson, Smith, Staples, Stephenson, Swaim, Todd of Ashe, Todd of Wake, Wilson of New Hanover, Wilson of Transylvania, Worth and Yount—72.

Negative—Messrs. Council, Crews, Purnell and Rogers—4. H B 838, a bill to authorize the commissioners of Beaufort county, and of the town of Washington, to levy a special tax of one thousand dollars, &c., was put on its third and final reading.

On the passage of this bill the ayes and noes were demanded.

The call was sustained, and the bill passed its last reading by the following vote, and was ordered to be sent to the Senate for concurrence:

Affirmative—Messrs. Allen, Abbott, Ardrey, Austin, Aycock, Brown, Bryant, Cale, Carter of Buncombe, Carter of Hyde, Carter of Warren, Clark of Bladen, Clarke of Craven, Cooper, Council, Davis of Haywood, Duggan, Duulap, Ennis, Fagan, Gaither, Geoffroy, Harriss, Hartsell, Haynes, Henderson, Horton, Houk, Hughes, Jarvis, Johnson of Warren, Kenan, King, Leach, Lindsay, Lloyd, M'Brayer, McCubbins, McGehee, McIver, McClure, McRae, Maddrey, Moring, Morris, Moye, Ormond, Parish, Peel, Pinnix, Powell, Proffitt, Ransom, Reynolds, Richardson, Roberts, Rose, Rowland, Rush, Russell, Ryals, Sams, Scott, Shackelford, Sharpe, Shotwell, Simmons, Singeltary, Simpson, Smith, Staples, Stephenson, Swaim, Todd of Ashe, Todd of Wake, White, Wilson of New Hanover, Wilson of Transylvania, Worth and Yount—80.

Negative—Messrs. Purnell and Rogers—2.

S. B. 834, H. B. 832, a bill to be entitled an act to authorize certain persons to convey title to certain lots in the town of Franklin, Macon county, passed its second and third reading and was ordered to be enrolled for ratification.

H. B. 826, a bill to be entitled an act to distribute convicts among the several works and companies to which they have been farmed out, was put on its passage.

Mr. Rogers submitted an amendment, which did not prevail.

The bill then passed its second and third readings and was ordered to be sent to the Senate without engrossment.

H. B. 831, a bill for the relief of the colored insane of North Carolina, was put on its passage; and the question was upon the adoption of the substitute offered by the special committee appointed to consider the bill.

Mr. White moved to lay the whole matter on the table and on a division the motion prevailed.

H. B. 499, a bill to extend the charter of the North Carolina Railroad Company, was taken up.

The question was on the adoption of the substitute offered by the committee.

The substitute was adopted, and the bill so substituted, passed its second reading.

The bill was put on its third reading, but pending consideration the House adjourned until half past seven o'clock to-night.

The bill goes on the calendar as unfinished business.

EVENING SESSION.

March 9th, 1877.

The calendar was taken up and S. B. 761, H. B. 800, a bill to be entitled an act supplemental to and explanatory of the act to provide for the speedy completion of the Western North Carolina Railroad, passed at the present session of the General Assembly, was taken up and passed its second reading

Mr. Todd, of Ashe, sent forward an amendment which was lost, and the bill then passed its third reading and was ordered to be enrolled for ratification.

Mr. Parish, from the committee on Insane Asylumus, reported favorably on the following bills:

H. B. 845, a bill to be entitled an act concerning the maintenance of lunatics outside of the Lunatic Asylumns;

S. B 585, H. B. 808, a bill to be entitled an act to amend Battle's Revisal concerning Lunatics.

H. B. 848, a bill to submit an amendment to the constitution of the State to the people, in relation to the special tax bonds, was taken up and on motion of Mr. Bledsoe was laid on the table.

A message was received from the Senate, announcing that the Senate had agreed to the proposition of the House to raise a conference committee on the bill making appropriation for the Deaf, Dumb and Blind Institute, appointing Messrs. Latham, Nicholson and Albright, as Senate branch of said committee.

A message was received from the Senate, transmitting S. R. 901, which was read by its title and placed on the calendar; and S. B. 802, authorizing the county authorities of

Alamance county to list, assess and collect taxes out of the North Carolina Railroad Company, which was referred to the finance committee.

A message was received from the Senate informing the House that the Senate had passed S. R. 8—, raising a commission to examine the accounts of the State Treasurer; which was read and placed on the calendar.

A message was received from the Senate announcing the Senate had concurred in House amendments to S. R. 590, H. R. 192, resolution providing for the indexing of the journals and documents of the General Assembly; which was ordered to be enrolled for ratification, and had also concurred in House amendments to S. B. 774, H. B. 836, a bill for the appointment of commissioners to confer with the holders of the valid bonds of the State, which was ordered to be enrolled for ratification.

A message was received from the Senate transmitting S. B. 836, a bill concerning insurance, which was read by its title and placed on the calendar;

S. B. 822, bill to amend Battles' Revisal, chapter 65, section 10, which was read by its title and placed on the calendar.

A message was received from the Senate transmitting S. B. 876, a bill to establish a Criminal Court for the counties of Northampton, Halifax, Franklin and Warren, which was read by its title and placed on the calendar;

S. B. —, a bill to establish a Criminal Court for the counties of Edgecombe, Bertie, Pitt and Craven, which was read by its title and placed on the calendar.

A message was received from the Senate announcing that the Senate insisted upon its amendment to H. B. 369, S. B. 766, a bill to locate a permanent seat of justice for Pender county, proposing the following proviso:

Provided, That in estimating the depreciation of the actual cost of the buildings erected since the location of the county

site at South Washington, and within one half mile of the court house, and the worth of said buildings after the removal of the county site, shall be considered the amount of the depreciation, and no depreciation in the value of lands and unimproved lots, shall be considered;

Which was concurred in and the bill ordered to be enrolled for ratification.

A message was received from the Senate transmitting S. B. 839, a bill for the organization of the militia, which was read by its title and placed on the calendar.

Mr. Cooper asked leave to withdraw H. B. 560, a bill to be entitled, An Act to authoroize the commissioners of Cherokee county, to levy a special tax, from the committee on Propositions and Grievances, and to put it on the calendar, and leave was granted.

On motion of Mr. Bledsoe, the House then took a recess of ten minutes.

The time for the recess having elapsed, the House was called to order by Mr. Speaker Price.

S. B. 730, H. B. 809, a bill to be entitled, an act to provide the means for the government of the State Penitentiary, passed its second and third readings, and was ordered to be enrolled for ratification.

S. B. 634, H. B. 807, a bill in relation to the State Penitentiary, passed its second and third readings, and was ordered to be enrolled for ratification.

H. B. 669, a bill to prohibit the sale of spirituous liquors, within two miles of Union and Morrison Church in the county of Macon, passed its second and third readings and was ordered to be sent to the Senate without engrossment.

H. B. 758, an act to incorporate the Statesville and Taylorsville road locomotion and transportation company, passed its second and third readings and was ordered to be sent to the Senate without engrossment.

H. B. 756, an act in relation to piloting in the waters of Carteret county, was put on its passage.

Mr. Geoffroy offered a substitute for the bill, which was adopted, and the bill then passed its second and third readings and was ordered to be sent to the Senate without engrossment.

S. B. 451, H. B. 533, a bill to incorporate the Pioneer Fire Company, No. 2, city of Charlotte, passed its second and third readings and was ordered to be enrolled for ratification.

Senate amendments to H. B. 560, a bill to be entitled an act to authorize the commissioners of Cherokee county, to levy a special tax, were concurred in, and the bill ordered to be enrolled for ratification.

S. B. 97, H. B. 569, a bill to be entitled an act to regulate the practice of Denistry in North Carolina, was put on its passage.

Mr. Scott moved to lay the bill on the table, which motion failed; and on a division the bill failed to pass its second reading.

S. B. 734, H. B. 799, a bill to incorporate the Dan River Coal Mining Company, passed its second and third readings and was ordered to be enrolled for ratification.

S. B. 601, H. B. 676, a bill to incorporate the Kings Mountain Mining Company, passed its second and third readings, and was ordered to be enrolled for ratification.

Mr. Mosely, by consent, presented the following protest against the policy of a majority of the General Assembly, pursued in the election of magistrates yesterday, and it was ordered to be spread upon the journals of the House:

A PROTEST.

The undersigned, respectfully but earnestly, protest against the policy which appears to have been approved by a majority of the Democratic members of this General Assembly in the election of colored magistrates in and for certain counties of this State. We believe that in the said election

of magistrates by the General Assembly, a record, to some extent, has been made for the Democratic-Conservative party of North Carolina, inconsistent with the principles and purposes of the party as expressed during the recent and previous campaigns, in its party platform, and as expressed by its thousands of speakers upon the stump, who asserted the superiority both by nature and education of the white race over the colored, and the consequent greater fitness of the former for public office as rulers and dispensers of justiceaye, more than that, who maintained unhesitatingly, freely and repeatedly, that the colored people, especially as citizens in the same county and government with white people, were absolutely unfit for these public positions. We believe that in the late campaign the appeals made by the press and speakers of the Democratic-Conservative party to the pride and sympathy of the white race in behalf of its own color, to secure its rescue from negro domination, was in every part of this State, one of the strongest and most effective means used for obtaining the success of our cause.

We express the belief now, that these principles and opinions asserted by our party, and the grounds upon which we based our appeals to our white brethren, all being in harmony, are just and reasonable and true, and that if the Democratic-Conservative party varies from its position in behalf of white supremacy, it will, to some extent at least, lose that strength, solidity and unity of purpose resulting from devotion to principle. We believe that in the black republican counties of the eastern portion of this State, or wherever they may be found in the State, the fidelity of the white people to their political principles, and the material aid they give in swelling the aggregate vote for all officers elected by the State at large, and the high taxes they pay to carry on the State government, and for other purposes which we forbear to mention, entitle them to the same consideration from their party friends in the General Assembly which Democratic counties receive through their members elect.

While we would exercise and advocate the right and

practice of choosing white men for office in preference to colored men, we hereby distinctly disclaim any desire to deny the colored race the equal rights before the law guaranteed to them by the 14th and 15th amendments to the Constitution of the United States.

Our feelings toward the colored people are kind and humane in every particular, and we believe the ultimate effect of the course we advocate, if pursued by our party, will be best for the country, for the people, both white and black, and if the latter are not flattered and blinded by advocates of the mistaken policy we oppose, we believe many of them will be able to see the situation as we do, and that thus, by their better understanding, we may hope the antagonism between the white and colored races will subside, and their difference will be settled upon a somewhat reliable basis, with less prospect of disturbance than if we abandon the principles and policy which our party has heretofore maintained.

If Democrats do what they have persistently abused and condemned Republicans for doing, how can they hope to escape just censure?

We protest in sorrow rather than in anger, against the action of our political associates, who we believe with pure motives, have acted unwisely, nor are we without hope of a change of views on their part at some day in the future, however remote, and an acknowledgment by them of the correctness of the position we have in this protest assumed, with due respect, personally, for both our Democratic and Republican fellow-citizens.

(Signed,)

A. G. MOSELEY,
A. C. SHARPE,
N. H. FENNELL,
JAMES G. KENAN,
R. W. SINGELTARY,
WALTER W. KING,
R. JAS. POWELL,
JOHN M. HOUK,
J. E. HARTSELL.

Mr. Clarke, of Craven, also sent forward the following protest against the act establishing county governments, with the request that it be spread on the journals of the House, and it was so ordered by the House:

A PROTEST AGAINST THE ACT TO ESTABLISH COUNTY GOVERN-MENTS.

The undersigned members of the House of Representatives, do enter their solemn protest against the passage of the bill entitled "an act to establish county governments," and desire the same to be spread upon the journals.

The power of the people rests entirely in the right they have to choose the officers who are to exercise the functions of government.

They are as much entitled to the choice of those men, who are to levy the taxes they pay, as they are to elect those who make the laws, or the officer who executes them. Why should they have the power to elect the Justices of the Supreme Court and Superior Courts, and be deprived of the right to select the magistrates, who are to decide between neighbor and neighbor at their very doors?

Under the provisions of the act herein referred to, the General Assembly takes into its own hands, these prerogatives of the people: their voice is stifled, and the powers which belong to the people are transferred to the few members that compose the majority party in the General Assembly.

The justices of the peace are all to be appointed by this body; the justices are to appoint the commissioners, and may appoint them from their own number.

They are empowered to establish county courts and thereby sit in judgment upon the rights and the personal liberty of every citizen of the State.

The people are entitled to choose their officers for them-

selves, and therefore it is a duty we owe our constituents to protest, on their behalf, against this usurpation of power.

Respectfully submitted,

Wm. E. Clarke,	Representative fr	rom	Craven o	county,
Willis Bagley,	٤٠	56	Perquimans	
J. E. Bledsoe,		44	Wake	
Edgar Linebach,	44	44	Forsyth	44
Thomas Haynes,	44	.4	Yadkin	6:
W. A. Duggan,		66	Edgecombe	"
W. H. Crews,	44	66	Granville	46
Willis Bunn,	16	•6	Edgecombe	66
H. C. Rogers,	.4	66	Granville	4.
H. H. Simmons,	44	•6	Craven	
Daniel R. Johnson,	٤٠	4.	Warren	.6
S. C. W. Carter,	44	6.	**	16
Wilson Carey,	46	66	Caswell	46
Hugh Cole,	46	+4	Pasquotank	66
J. L. Hood,	66	46	Henderson	66
A. J. Allen,	4.6	44	Northampto	on "
James Wilson,	"	+4	New Hanov	er "
James Ennis,	66	4:	Wake	66
W. P. Ormond,	"	4 -	Greene	4.
John A. White,	66	66	Halifax	.4
Wm. T. Ward,	44	4.	Bertie	46
Alfred Lloyd,	44	46	Pender	44
J. T. Reynolds,	"	"	Halifax	**
Jacob G. Scott,	"	46	Jones	44
W. T. H. Ewing,	44	46	Montgomer	У "
James K. Davis,	66	66	Lenoir	
Jos. C. Hill,	46	66	New Hanov	ver "
Dan. L. Russell,	44	46	Brunswick	44
Thomas R. Purnell		44	Wake	44
Townsend E. Ward		66	Chowan	46

S. B. 822, H. B. 855, an act to amend Battles' Revisal, chapter 65, section 10, pessed its second and third readings, and was ordered to be enrolled for ratification.

Senate amendments to H. B. 233, S. B. 516, a bill to authorize towns or cities of 5,000 inhabitants and upwards to levy taxes for the support of graded schools, were concurred in, and the bill was ordered to be enrolled for ratification.

By consent, Mr. Allen introduced a resolution allowing members mileage, which was placed on the calendar.

S. B. 876, H. B. 851, a bill to be entitled an act to establish a criminal court for the counties of Franklin, Warren, Northampton and Halifax, passed its second reading.

The question was on the third reading of the bill.

Mr. Carter, of Warren, moved to amend by striking out Warren county from the provisions of the bill, and the motion prevailed.

Mr. Reynolds moved to amend by striking out Halifax county.

Mr. Bledsoe moved to lay the whole matter upon the table, upon which motion, Mr. Staples demanded the ayes and noes.

The call was sustained, and the House refused to table by the following vote:

Affirmative—Messrs. Allen, Bagley, Bledsoe, Cale, Carter of Warren, Clark of Bladen, Clarke of Craven, Cooper, Crews, Davis of Haywood, Duggan, Ennis, Ewing, Harrison, Haynes, Hill, Hood, Horton, Houk, Hughes, Johnson of Warren, Johnston of Washington, Lloyd, McIver, McClure, Morris, Ormond Purnell, Reynolds, Rogers, Russell, Scott, Simmons, Stephenson, Todd of Wake, Ward of Chowan, Ward of Bertie, White, Williamson, Wilson of New Hanover, and Wilson of Transylvania—41.

Negative—Messrs. Abbott, Ardrey, Austin, Aycock, Braswell, Brown, Carter of Buncombe, Carter of Hyde, Cobb, Dunlap, Fagan, Fennell, Gaither, Geoffroy, Henderson, Kenan, King, Leach, Lindsay, McBrayer, McCubbins, Mc-

Gehee, McLean, McRae, Maddrey, Moring, Moseley, Parish, Peel, Powell, Ransom, Richardson, Roberts, Rose, Rowland, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Staples, Swaim, Todd of Ashe, Winslow, and Yount—46.

Mr. Singeltary moved to reconsider the vote by which Warren county was excluded from the provisions of the bill.

Mr. Reynolds moved to table the motion to reconsider, made by Mr. Singeltary, and the motion to table did not prevail.

The question was then upon reconsideration.

Mr. Bledsoe moved to indefinitely postpone the whole matter.

Mr. Staples moved the reference of the bill to the judiciary committee with instructions to report in five minutes.

Upon a motion to adjourn made by himself, Mr. Bledsoe demanded the ayes and noes. The call was sustained and the House refused to adjourn by the following vote:

Affirmative—Messrs. Allen, Bledsoe, Clarke of Craven, Ennis, Johnson of Warren, Johnston of Washington, Lloyd, Purnell, Richardson, Russell, Scott, Simmons, Ward of Bertie, and Wilson of New Hanover—14.

Negatire—Messrs. Abbott, Ardrey, Austin, Aycock, Bagley, Braswell, Brown, Cale, Carter of Buncombe, Carter of Hyde, Carter of Warren, Clark of Bladen, Cobb, Cooper, Crews, Davis of Haywood, Duggan, Dunlap, Ewing, Fagan, Fennell, Gaither, Geoffroy, Harrison, Hartsell, Haynes, Hill, Houk, Hughes, Kenan, King, Leach, M'Brayer, McGehee, McIver, McLean, McClure, McRae, Maddrey, Moring, Moye, Ormond, Parish, Peel, Powell, Quinnerly, Ransom, Reynolds, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Staples, Todd of Ashe, Todd of Wake, Ward of Chowan, White, Winslow and Yount—67.

Mr. Staples demanded the previous question on his motion to refer. On the call for the previous question, Mr.

Bledsoe demanded the ayes and noes. The eall was sustained and the main question was ordered by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Austin, Ayeock, Braswell, Brown, Carter of Buneombe, Carter of Hyde, Clark of Bladen, Cobb, Council, Dunlap, Fennell, Gaither, Geoffroy, Harrison, Harriss, Hartsell, Henderson, Houk, Kenan, King, Leach, M'Brayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Maddrey, Moring, Morris, Parish, Peel, Powell, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Staples, Swaim, Wilson of Burke, and Winslow—52.

Negative—Messrs. Allen, Bagley, Bledsoe, Cale, Carter of Warren, Clarke of Craven, Crews, Eunis, Ewing, Fagan, Haynes, Hill, Johnson of Warren, Johnston of Washington, Lloyd, Ormond, Purnell, Reynolds, Rogers, Russell, Scott, Simmons, Todd of Wake, Ward of Chowan, Ward of Bertie, White, Williamson and Wilson of New Hanover—28.

The question was, should the call for the previous question to refer, made by Mr. Staples, be sustained.

Mr. Ormond moved to lay the motion to order the previous question on the table, and upon the motion to table, Mr. Purnell demanded the ayes and noes. The call was sustained, and the House refused to table by the following vote:

Affirmative—Messrs. Allen, Bagley, Bledsoe, Cale, Carter of Warren, Clarke of Craven, Council, Crews, Duggan, Ennis, Ewing, Haynes, Hill, Johnson of Warren, Lloyd, Grmond, Purnell, Reynolds, Reynolds, Rogers, Simmons, Todd of Wake, Ward of Chowan, Ward of Bertie, White, Williamson and Wilson of New Hanover—26.

Negative—Messrs. Abbott, Ardrey, Austin, Aycock, Braswell, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Dunlap, Fagan, Fennell, Gaither, Geoffroy, Hartsell, Henderson, Houk, Kenan, King, Mc-

Brayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Maddrey, Moring, Morris, Moseley, Parish, Peel, Powell, Ransom, Richardson, Roberts, Rose, Rowland, Shackelford, Sharpe, Singeltary, Simpson, Smith, Staples, Swaim, Todd of Ashe, Wilson of Burke, Winslow and Yount—50.

The question then recurred upon the motion of Mr. Staples to refer, upon which motion the ayes and noes were demanded.

The call was sustained and the reference was made by the following vote:

Affimative—Messrs. Abbott, Ardrey, Austin, Aycock, Braswell, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Council, Duggan, Dunlap, Fagan, Fennell, Gaither, Geoffroy, Hartsell, Henderson, Houk, Hughes, Kenan, King, Leach, McBrayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Maddrey, Moring, Moseley, Parish, Peel, Powell, Roberts, Rose, Rowland, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Staples, Swaim, Wilson of Burke, Winslow, Worth and Yount—52.

Negative—Messrs. Allen, Bagley, Bledsoe, Cale, Carter of Warren, Clarke of Craven, Crews, Davis of Haywood, Ennis, Ewing, Haynes, Hill, Johnson of Warren, Johnston of Washington, Lloyd, Ormond, Reynolds, Rogers, Scott, Ward of Chowan, Ward of Bertie and Williamson—22.

Mr. Bledsoe moved to adjourn until ten o'clock to-morrow, and upon that motion Mr. Russell demanded the ayes and noes.

The call was sustained and the House refused to adjourn by the following vote:

Affirmative—Messrs. Allen, Bagley, Bledsoe, Cale, Carter of Warren, Clarke of Craven, Ennis, Johnson of Warren Johnston of Washington, Simmons and Williamson—11.

Negative-Messrs. Abbott, Ardrey, Austin, Aycock, Braswell, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Crews, Dunlap, Ewing, Fagan, Fennell, Gaither, Geoffroy, Hartsell, Haynes, Henderson, Hill, Kenan, King, Leach, Lloyd, Mc-Cubbins, McGehee, McIver, McLean, McRae, Maddrey. Moring, Morris, Moseley, Moye, Ormond, Parish, Peel, Powell, Quinnerly, Ransom, Richardson, Roberts, Rogers, Rose, Rowland, Rush, Shackelford, Sharpe, Singeltary, Simpson, Smith, Staples, Swaim, Toddof Ashe, Ward of Chowan, White, Wilson of Burke, wilson of Transylvania, Winslow, Worth and Yount-64.

By consent, Mr. Staples made a report from the judiciary committee on S. B. 876, H. B. 857, a bill to be entitled an act to establish criminal courts for the counties of Franklin, Warren, Northampton and Halifax, recommending its passage.

Mr. Bagley asked for time to submit a minority report Mr. Ormond, by consent, introduced a bill to be entitled an act concerning batchelors, which was placed on the ealendar.

H. B. 841, a bill to amend an act entitled an act to amend an act to incorporate the Atlantic and North Carolina and the North Carolina and Western Railroad Companies. passed its second and third readings, and was ordered to be sent to the Senate without engrossment.

Mr. Ormond moved to adjourn, and on that motion, Mr. Russell demanded the ayes and noes.

The call was sustained and the House refused to adjourn by the following vote:

Affirmative-Messrs. Bledsoe, Hughes, Johnson of Warren, Ormond, Purnell, Simmons, Todd of Wake, Ward of Bertie, Williamson and Wilson of New Hanover-10.

Negative-Messrs. Allen, Abbott, Ardrey, Austin, Aycock, Bagley, Braswell, Brown, Cale, Carter of Bumcombe, Carter of Hyde, Carter of Warren, Clark of Bladen, Clarke of Craven, Cobb, Cooper, Crews, Dunlap, Ennis, Ewing, Fagan. Fennell, Gaither, Harrison, Haynes, Henderson, Horton, Honk, Jarvis, Kenan, King, Lloyd, McBrayer, McCnbbins, McGehee, McIver, McLean, McClure, McRae, Maddrey, Moring, Morris, Mosely, Moye, Parish, Peel, Pinnix, Powell, Quinnerly, Ransom, Richardson, Roberts, Rogers, Rose, Rowland, Rush, Russell, Ryals, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Staples, Swaim, Todd of Ashe, Ward of Chowan, Wilson of Burke, Wilson of Transylvania, Winslow, Worth and Yount—73.

Mr. Bledsoe moved that the House take a recess until 1 o'clock, and on that motion demanded the ayes and noes.

The call for the ayes and and noes was not sustained, and the motion to take a recess was lost.

S. B. 876, H. B. 851, a bill to establish a Criminal Court for the counties of Franklin, Warren, Northampton and Halifax, was put on its third reading.

Mr. Staples demanded the previous question.

Mr. Bledsoe sent forward an unfavorable report from the minority of the judiciary committee.

The question was on the call for the previous question by Mr. Staples.

Mr. Bledsoe moved to indefinitely postpone, and upon that motion demanded the ayes and noes.

The call was sustained and the House refused to postpone by the following vote:

Affirmative—Messrs. Bagley, Bledsoe, Carter of Warren, Clarke of Craven, Crews, Davis of Haywood, Ennis, Ewing, Harrison, Haynes, Hood, Horton, Johnson of Warren, Johnston of Washington, Lloyd, Ormond, Purnell, Reynolds, Rogers, Scott, Simmons, Todd of Wake, Ward of Chowan, Ward of Bertie, Williamson, Wilson of New Hanover and Wilson of Transylvania—27.

Negative-Messrs. Allen, Abbott, Ardrey, Aycock, Bras-

well, Brown, Carter of Hyde, Clark of Bladen, Cobb, Conncil, Dunlap, Fagan, Fennell, Gaither, Geoffroy, Hartsell, Henderson, Hill, Houk, Kenan, King, McBrayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Maddrey, Moring, Morris, Moseley, Moye, Parish, Peel, Pinnix, Powell, Quinnerly, Ransom, Richardson, Roberts, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Staples, Todd of Ashe, Wilson of Burke, Winslow and Yount—56.

The question then recurred on the motion of Mr. Mc-Gehee to teconsider the vote by which the amendment striking out Warren county was adopted, upon which the ayes and noes were demanded, and reconsideration was had by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Austin, Aycock, Braswell, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Council, Dunlap, Fagan, Fennel, Gaither, Hartsell, Henderson, Horton, Houk, Kenan, King, Leach, McBrayer, McCubbins. McGehee, McLean, McClure, McRae, Maddrey, Moring, Morris, Moseley, Parish, Peel, Pinnix, Powell, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Ryals, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Staples, Todd of Ashe, Wilson of Burke, Wilson of Transylvania, Winslow, Worth and Yount—57.

Negative—Messrs. Allen, Bagley, Bledsoe, Cale, Carter of Warren, Clarke of Craven, Crews, Ennis, Ewing, Haynes, Hill, Hood, Johnson of Warren, Johnston of Washington, Lloyd, Ormond, Purnell, Reynolds, Rogers, Scott, Simmons, Todd of Wake, Ward of Chowan, Ward of Bertie and Williamson—25.

The question then recurred on the amendment of Mr. Carter to strike out Warren county; upon its adoption the ayes and noes were demanded.

The call was sustained and the amendment was rejected by the following vote:

Affirmative—Messrs. Allen, Bagley, Bledsoe, Cale, Carter of Warren, Clarke of Crvaen, Council, Crews, Duggan, Ennis, Ewing, Haynes, Hill, Hood, Hughes, Johnson of Warren, Johnston of Washington, Lloyd, McIver, Ormond, Purnell, Reynolds, Rogers, Russell, Scott, Simmons, Todd of Wake, Ward of Chowan, White and Wilson of Transylvania—30.

Negative—Messrs. Abbott, Ardrey, Aycock, Braswell, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Dunlap, Fagan, Fennell, Gaither, Hartsell, Henderson, Honk, Kenan, King, MeBrayer, McCubbins, McGehee, McLean, McClure, Maddrey, Moring, Morris, Moseley, Moye, Parish, Peel, Powell, Ransom, Richardson, Roberts, Rose, Rowland, Ryals, Sams, Shackelford, Sharpe, Singeltary, Simpson, Smith, Staples, Wilson of Burke, Winslow, Worth and Yount—48.

The question then recurred on the amendment of Mr. Reynolds to exclude Halifax county from the provisions of the bill, and the amendment was rejected.

Mr. Allen's amendment to strike out Northampton county was also lost.

On the passage of the bill on its third reading the ayes noes were demanded.

The call was sustained and the bill passed by the following vote, and was ordered to be enrolled for ratification.

Messrs. Allen, Lloyd, Clarke of Craven and Purnell gave notice of intention to explain their votes:

Affirmative—Messrs. Abbott, Ardrey, Austin, Aycock, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb. Dunlap, Fagan, Gaither, Hartsell, Henderson, Leach, Lindsay, McBrayer, McCubbins, McGehee, McLean, McRae, Maddrey, Moring, Moseley, Parish, Peel, Powell, Ransom, Richardson, Roberts, Rose, Rowland,

Rush, Ryals, Sharpe, Singeltary, Smith, Staples, Todd of Ashe, Wilson of Burke, Winslow, Worth and Yount—43.

Negative—Messrs. Allen, Bagley, Bledsoe, Cale, Carter of Warren, Clarke of Craven, Council, Crews, Davis of Haywood, Ennis, Geoffroy, Harrison, Haynes, Hill, Hood, Houk, Hughes, Johnson of Warren, Johnston of Washington, Kenan, King, McIver, McClure, Morris, Moye, Ormond, Purnell, Quinnerly, Reynolds, Rogers, Russell, Shackelford, Simmons, Todd of Wake, Ward of Chowan, Ward of Bertie, Williamson, Wilson of New Hanover and Wilson of Transylvania—39.

Mr. Wilson of New Hanover, moved to adjourn until half-past ten o'clock to-morrow, and the motion did not prevail.

S. B. 877, H. B. ——, was taken up on its second reading.

Mr. Staples moved to refer to the judiciary committee, on that motion, Mr. Clarke of Craven, demanded the ayes and noes.

The call was not sustained and the bill was so referred.

S. B. 476, H. B: 534, a bill to incorporate the Orphans Home of Western North Carolina, passed its second and third readings, and was ordered to be enrolled for ratification.

S. B. 870, H. B. 852, a bill to be entitled an act supplemental to an act to divide the State into nine judicial districts and for other purposes, passed its second and third readings and was ordered to be enrolled for ratification;

S. B. 678, H. B. 763, a bill to change the boundaries of the town of Elizabeth City, was put on its passage.

Mr. Cale offered an amendment which was rejected, and the question recurred on the passage of the bill on its second reading.

Mr. Cale demanded the ayes and noes.

The call was sustained and the bill passed its second reading by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Austin, Aycock, Braswell, Brown, Carter of Buncombe, Carter of Hyde, Council, Davis of Haywood, Dunlap, Fagan, Fennell, Gaither, Geoffroy, Harriss, Hartsell, Henderson, Kenan, King, Lindsay, McBrayer, McCubbins, McGehee, McClure, McRae, Maddrey, Morris, Moseley, Moye, Parish, Peel, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Sams, Shackelford, Singeltary, Simpson, Smith, Staples, Wilson of Burke and Worth—47.

Negative—Messrs. Allen, Bagley, Bledsoe, Cale, Carter of Warren, Clark of Bladen, Clarke of Craven, Crews, Ennis, Haynes, Hill, Hood, Johnson of Warren, Johnston of Washington, Lloyd, Ormond, Purnell, Reynolds, Rogers, Scott, Simmons, Todd of Wake, Ward of Chowan, Ward, of Bertie, Williamson and Wilson of New Hanover—26.

S. B. 700, H. B. 764, a bill to be entitled an act to amend the charter of the town of Camden, passed its second reading.

On the passage of the bill, on its third reading, Mr. Bagley, demanded the ayes and noes

The call was sustained, and the bill passed its third reading by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Austin, Aycock, Braswell, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Council, Davis of Haywood, Fagan, Fennell, Gaither, Harriss, Hartsell, Henderson, King, Leach, Lindsay, McBrayer, McCubbins, Maddrey, Morris, Moseley, Moye, Peel, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Staples, Wilson of Burke, Wilson of of Transylvania and Yount—47.

Negative—Messrs. Allen, Bagley, Bledsoe, Cale, Carter

of Warren, Clarke of Craven, Crews, Duggan, Ennis Haynes, Hill, Johnson of Warren, Lloyd, Ormond, Reynolds, Rogers, Russell, Scott, Simmons, Todd of Wake, Ward of Chowan and Ward of Bertie—22.

Mr. McBrayer, moved to adjourn until 9 o'clock to-morrow.

Mr. Ormond moved to amend by saying 10 o'clock.

The amendment was rejected and the House adjourned antil 9 o'clock to-morrow morning.

EIGHTIETH DAY.

House of Representatives, Saturday, March 10th, 1877.

The House was called to order at 9 o'clock. Mr. Speaker Price in the chair.

The journal of yesterday was approved.

REPORTS OF COMMITTEES.

Mr. Wilson of Burke, from the committee on finance, reported favorably on H. B. 899, S. B. 802, a bill to be entitled an act to authorize the proper authorities of Alamance to list, assess and collect certain taxes out of the N. C. R. R. and Richmond & Danville railroad companies.

Mr. McLean, from the committee on claims, reported on H. R. ——, a resolution in favor of the clerks of the House of Representatives, submitting a substitute and recommend-

ing with the adoption of the substitute that the resolution do pass.

LEAVE OF ABSENCE

was granted indefinitely to Messrs. Simpson, McIver, Austin, Spake, Cooper, McCubbins, Todd of Ashe, Yount, Braswell, Abbott and Cale.

S. B. 697, H. B. 806, a bill to be entitled an act to regulate the sale of spirituous liquors in the townships of Barton's Creek and New Light, in Wake county, passed its second and third readings and was ordered to be enrolled for ratification.

Mr. Bledsoe moved to reconsider the vote by which the bill passed its third reading and to lay the motion on the table, and the motion prevailed.

H. B. 781, a bill to confirm a change of the line between Forbush and Liberty townships, in Yadkin county, was taken up, passed its second and third readings, and was ordered to be transmitted to the Senate without engrossment.

Mr. Todd of Ashe moved to reconsider the vote by which S. B. 876, H. B. 851, a bill to be entitled an act to establish Criminal Courts for the counties of Frankln, Warren, Northampton and Halifax, passed, and reconsideration was had.

The question was upon the passage of the bill on its third reading.

Mr. Moye moved to indefinitely postpone the consideration of the bill, and the motion prevailed.

Mr. McLean moved to reconsider the vote by which the bill for the protection of the dental profession in North Carolina failed to pass, and the House refused to reconsider.

H. R. 128, S. R. 38, a resolution in favor of G. W. and

B.R. Dickey, was, on motion of Mr. Wilson of Burke, laid on the table.

S. B. 319, H. B. 819, a bill to incorporate the Farmers' Savings Bank of Ridgeway, passed its second and third readings and was ordered to be enrolled for ratification.

S. B. 874, H. B. 850, a bill to be entitled an act to establish an Inferior Court in the city of Wilmington, was taken up.

Mr. Russell moved to lay the bill on the table, and the motion prevailed.

S. B. 782, H. B. 818, a bill to amend sections 1 and 5, chapter 138, laws of 1873-'74, passed its second and third readings, and was ordered to be enrolled for ratification.

H. R. 202, a resolution allowing the members mileage, was taken np.

Mr. Henderson moved to lay the resolution on the table, and the ayes and noes being demanded, the resolution was tabled by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Austin, Ayeock, Bagley, Bledsoe, Braswell, Brown, Bryant, Carter of Buncombe, Carter of Warren, Clarke of Craven, Cobb, Cooper, Council, Crews, Davis of Haywood, Dunlap, Ennis, Fagan, Fennel, Gaither, Geoffroy, Harris, Hartsell, Haynes, Henderson, Hill, Hood, Hughes, Jarvis, Johnson of Warren, Kenan, King, Lindsay, McBrayer, McCubbins, McGehee, McIver, McLean, McRae, Maddrey, Morris, Moseley, Moye, Ormond, Peel, Purnell, Reynolds, Roberts, Rogers, Rose, Rowland, Rush, Russell, Ryals, Sams, Scott, Shackelford, Sharpe, Simmons, Singeltary, Simpson, Smith, Staples, Swaim, Todd of Wake, Ward of Bertie, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Worth and Yount—77.

Negative—Messrs. Allen and Lloyd.

A message was received from the Senate transmitting Senate substitute to H. B. 843, S. B. 888, a bill to be entitled an act to allot and distribute the judicial power of the State, and asking concurrence in the same.

On motion of Mr. Carter of Buncombe, the House refused to concur in the Senate substitute,

And a message was ordered to be sent to the Senate proposing a committee of Conference, to consider the same and announcing as House branch of said committee: Messrs. Carter of Buncombe, Moring, Henderson, Bagley, and Johnston of Washington.

Also transmitting, S. B. 900, a bill for the relief of the North Carolia Agricultural Society.

S. B. 839, a bill for the establishment of the State Guard both of which were placed on the calendar.

On motion of Mr. McLean, a message was sent the Senate, announcing that the House would go into an election of officers for the criminal courts of New Hanover and Wake counties, at 12 o'clock.

A message was received from the Senate transmitting S. B. 839, an act for the establishment of the State Guard, which was read the first time in this House and placed on the calendar.

Mr. Staples, from the judiciary committee reported favorably on the following:

H. R. 165, resolution in favor of B. K. Dickey in Cherokee county;

H. B. 827, a bill to be entitled an act to distribute convicts among the several works and companies, to which they have been farmed out;

Also unfavorably on S. B. 819, H. B. 834, a bill to be entitled an act to amend section 254, chapter 17, of Battle's Revisal;

H. B. 820, a bill to afford relief to Israel Pipkin, exsheriff of Hertford county;

H. B. 844, a bill to be entitled an act to take depositions in civil actions;

S. B. 721, H. B. 789, a bill to be entitled an act to amend section 119, chapter 33, of Battle's Revisal.

On motion of Mr. Wilson of Burke, H. R. 165, resolution in favor of B. K. Dickey, of Cherokee county, passed its second and third readings, and was was ordered to be enrolled for ratification.

S. B. 900, H. B. 901, a bill for the relief of the North Carolina Agricultural Society, was taken up on its second reading.

Mr. Houk moved to indefinitely postpone the consideration of the bill, and on that motion demanded the ayes and noes.

The call was sustained and the House refused to indefinitely postpone by the following vote:

Affirmative—Messrs. Abbott, Aycock, Bagley, Clark of Bladen, Clarke of Craven, Cooper, Crews, Davis of Haywood, Duggan, Harrison, Hartsell, Haynes, Henderson, Hood, Houk, Hughes, Johnston of Washington, McBrayer, McCubbins, McGehee, McRae, Maddrey, Morris, Ormond, Parish, Peel, Proffitt, Quinnerly, Richardson, Rose, Rowland, Rush, Scott, Shackelford, Stephenson, Todd of Ashe, Ward of Chowan, Wilson of Transylvania and Winslow—39.

Negative—Messrs. Ardrey, Austin, Brown, Bryant, Cale, Carter of Hyde, Carter of Warren, Council, Dunlap, Fagan, Fennell, Gaither, Harriss, Hill, Horton, Johnson of Warren, Kenan, King, Leach, Lindsay, Lloyd, McIver, Moring, Moseley, Powell, Purnell, Ransom, Reynolds, Roberts, Rogers, Sharpe, Singeltary, Smith, Staples, Swaim, Todd of Wake, Ward of Bertie, Wilson of Burk, Wilson of New Hanover and Worth—41.

A message was received from the Senate announcing its readiness to proceed to the election of officers of the Criminal Courts of New Hanover and Wake counties. Mr. Henderson moved that the officers of the New Hanover Court be first elected, and the motion prevailed.

Nominations for the judgeship were then declared in order by the Speaker.

Mr. Richardson put in nomination the name of the Hon. O. P. Meares.

The following gentlemen voted for Mr. Meares:

Mr. Speaker, and Messrs. Allen, Abbott, Ardrey, Austin, Aycock, Braswell, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Council, Davis of Haywood, Dunlap, Fagan, Gaither, Geoffroy, Harrison, Harriss, Hartsell, Henderson, Horton, Houk, Hughes, Jarvis, Kenan, King, Leach, Lindsay, McBrayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Maddrey, Moring, Morriss, Moseley, Moye, Parish, Peel, Powell, Proffitt, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Russell, Ryals, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Staples, Swaim, Todd of Ashe, Wilson of Burke, Wilson of Transylvania, Winslow, Worth and Yount—71.

FOR SOLICITOR.

Mr. McGehee nominated B. R. Moore.

Mr. Ormond nominated John E. Bledsoe.

The House proceeded to ballot.

The following gentlemen voted for Mr. Moore: Mr. Speaker, and Messrs. Abbott, Ardrey, Austin, Aycock, Braswell, Brown, Cale, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Dunlap, Fagan, Fennell, Gaither, Geoffroy, Harrison, Harriss, Hartsell, Henderson, Hill, Horton, Houk, Hughes, Jarvis, Kenan, King, Leach, Lindsay, Lloyd, McBrayer, McCubbins, McGehee, McIver, McLean, McLure, McRae, Maddrey, Moving, Morris, Moseley, Moye, Parish, Peel, Pinnix,

Powell, Quinnerly, Ransom, Reynolds, Richardson, Roberts, Rose, Rowland, Rush, Russell, Ryals, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Staples, Swaim, Todd of Ashe, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow, Worth and Yount—77.

And the following for Mr. Bledsoe: Messrs. Allen, Carter of Warren, Crews, Ennis, Haynes, Hood, Johnson of Warren, Johnston of Washington, Ormond, Ward of Bertie and Williamson—12.

Mr. Bledsoe voted for Mr. Ransom.

FOR CLERK.

Mr. Rose nominated John W. Dunham.

Mr. Bagley nominated J. J. Fowler, and the House proceeded to vote.

The following gentlemen voted for Mr. Durham; Mr. Speaker, and Messrs. Abbott, Ardrey, Austin, Aycock, Braswell, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Council, Davis of Haywood, Duggan, Dun lap, Fagan, Fennel, Fulcher, Gaither, Harrison, Harriss, Hartsell, Henderson, Horton, Houk, Hughes, Jarvis, Kenan, King, Leach, Lindsay, McBrayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Maddrey, Moring, Morris, Moseley, Moye, Parish, Peel, Pinnix, Powell, Proffitt, Quinnerly, Ransom, Richardson, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Staples, Swaim, Todd of Ashe, Wilson of Burke, Wilson of Transylvania, Winslow, Worth and Yount—70.

The following voted for Mr. Fowler—Messrs. Allen, Bagley, Bledsoe, Cale, Crews, Eunis, Haynes, Hill, Johnson of Warren, Lloyd, Ormond, Purnell, Reynolds, Russell, Sim-

mons, Todd of Wake, Williamson and Wilson of New Hanover—18.

Mr. Speaker announced that the House would proceed to the election of officers of the criminal court of Wake county, and that nominations for the judgeship were in order.

Mr. McGehee put in nomination the name of Hon. Geo. V. Strong.

Mr. Bledsoe seconded the nomination of Mr. Strong.

Mr. Ormond nominated T. R. Purnell.

Mr. Purnell, asked the withdrawal of his name, and warmly seconded the nomination of Mr. Strong.

And the House proceeded to vote.

The following gentlemen voted for Mr. Strong-Messrs. Allen, Abbott, Ardrey, Austin, Aycock, Bagley, Bledsoe, Braswell, Brown, Cale, Carter of Buncombe, Carter of Hyde, Carter of Warren, Clark of Bladen, Cobb, Cooper, Council, Davis of Haywood, Duggan, Dunlap, Ennis, Ewing, Fagan, Fennell, Gaither, Geoffroy, Harriss, Hartsell, Haynes, Henderson, Horton, Houk, Hughes, Jarvis, Johnson of Warren, Kenan, King, Lindsay, Lloyd, Mc-Brayer, McCabbins, McGehee, McIver, McLean, McClure, McRae, Maddrey, Moring Morris, Moseley, Moye, Parish, Peel, Pinnix, Powell, Proffitt, Purnell, Quinnerly, Ransom, Richardson, Roberts, Rose, Rowland, Rush, Russell, Ryals, Sams, Scott, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Staples, Swaim, Todd of Ashe, Todd of Wake, Wilson of Burke, Wilson of Transylvania, Winslow, Worth and Yount-83.

FOR SOLICITOR.

Mr. Henderson nominated T. P. Devereux.

Mr. Bagley nominated T. R. Purnell, and a vote was taken with the following result:

For Mr. Devereux:-Messrs. Abbott, Ardrey, Austin, Aycock, Bledsoe, Brown, Carter of Buncombe, Carter of Hyde, Clark of Bladen, Cobb, Cooper, Conneil, Davis of Haywood, Dunlap, Fagan, Fennell, Gaither, Geoffroy, Harriss, Hartsell, Henderson, Horton, Houk, Hughes, Jarvis, Kenan, King, Lindsay, McBrayer, McCubbins, McGehee, McIver, McLean, McClure, McRae, Maddrey, Moring, Morris, Moseley, Moye, Ormond, Parish, Peel, Proffitt, Quinnerly, Ransom, Reynolds, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Shackelford, Sharpe, Shotwell, Singeltary, Simpson, Smith, Staples, Swaim, Williamson, Wilson of Burke, Wilson of Transylvania, Winslow, Worth, and Yount-67.

For Mr. Purnell:—Messrs. Bagley, Cale, Crews, Ennis, Ewing, Harrison, Haynes, Johnson of Warren, Lloyd, Russell, Scott, Simmons, Todd of Wake, Ward of Bertie, and Wilson of New Hanover-15.

FOR CLERK.

Mr. McBrayer nominated Weston R. Gales, and the House proceeded to vote, with the following result:

For Mr. Gales: - Mesers. Allen, Abbott, Ardrey, Austin, Aycock, Bagley, Braswell, Brown, Cole, Carter of Buncombe, Carter of Hyde, Carter of Warren, Clark of Bladen, Cobb, Council, Crews, Davis of Haywood, Duggan, Dunlap, Ennis, Fagan, Fennell, Gaither, Geoffroy, Harris, Haynes, Henderson, Horton, Houk, Hughes, Jarvis, Johnson of Warren, Johnston of Washington, Kenan, King, Lindsay, Lloyd, McBrayer, McCubbins, McGehee, McIver, McLean, McClure, Maddrey, Moring, Morris, Moseley, Moye, Ormond, Parish, Peel, Proffitt, Purnell, Quinnerly, Ransom, Reynolds, Richardson, Roberts, Rose, Rowland, Rush, Ryals, Sams, Scott, Shackelford, Sharp, Shotwell, Simmons, Singeltary, Simpson. Smith, Staples, Stephenson, Swain, Todd of Ashe, Todd of Wake, Williamson, Wilson of Burke, Wilson of Transylvania, Winslow, Worth and Yount-82.

Mr. Ewing voted for Mr. Cameron.

The tellers appointed to superintend the election, having retired and compared the vote of the two houses, made the following report:

The tellers of the Senate and House of Representatives appointed to hold an election for officers of the Criminal Courts of New Hanover and Wake report the following as the result of said election.

FOR JUDGE OF THE CRIMINAL COURT OF NEW HANOVER.

Hon. O. P. Meares received 100 votes.

Mr. Meares having received the highest number of all the votes cast, was declared duly elected, by the Speaker of the House.

FOR SOLICITOR.

Mr. Moore received 106 votes, and Mr. Bledsoe 12 votes. Mr. Moore having received the highest number of all the votes cast, was declared duly elected, by the Speaker of the House.

FOR CLERK.

Mr. Dunham received 105 votes, and Mr. Fowler received 17 votes.

Mr. Dunham having received the highest number of all the votes cast, was declared duly elected, by the Speaker of the House.

FOR JUDGE OF THE CRIMINAL COURT OF WAKE COUNTY.

Mr. Strong received 109 votes, and Mr. Gatlin received 3 votes.

Mr. Strong having received the highest number of all the

votes cast, was declared duly elected by the Speaker of the House.

FOR SOLICITOR.

Mr. Devereux received 96 votes, and Mr. Purnell received 15 votes.

Mr. Devereux having received the highest number of all the votes cast, was declared duly elected by the Speaker [of this House.

FOR CLERK.

Mr. Gales received 111 votes, and Mr. Cameron received 1 vote.

Mr. Gales having received the highest number of all the votes cast, was declared duly elected by the Speaker of this House.

Respectfully,

McLEAN,
DUGGAN,
Tellers for the House,
LILES,
SHORT,
Tellers for the Senate.

A message was received from the Senate announcing that the Senate refused to recede from its amendments to H. B. 843, S. B. 888, a bill to allot and distribute judicial powers of the State, and asking a committee of Conference, announcing as Senate branch of said committee, Messrs. Graham and Folk.

The proposition of the Senate to raise a committee of Conference was concurred in, but pending the announcement by the Speaker of the House branch of said committee,

Mr. Carter [?] moved to reconsider the vote by which the House concurred in the proposition of the Senate. Reconsideration was had, and Mr. Carter [?] then moved to reconsider the vote by which the House refused to concur in the Senate substitute to the bill, and asked leave to send forward an amendment to the substitute. Reconsideration was had, and the amendment to the Senate substitute was adopted.

The question then was on concurrence in the Senate substitute as amended. Concurrence was had, and the bill as amended was ordered to be transmitted to the Senate.

Mr. McLean from the ecommittee on Claims reported on H. R. — a resolution in favor of the elerks of the House of Representatives, submitting a substitute and recommending, with the adoption of the substitute, that the resolution do pass.

Mr. Rowland sent forward an amendment which was rejected.

Mr. Ormond an amendment which he subsequently withdrew.

The question was on the adoption of the substitute offered by the committee, and on a division the substitute was adopted.

Mr. Moye sent forward an amendment to the substitute which did not prevail.

Mr. Houk moved to lay the whole matter on the table, and on that motion,

Mr. Ormond demanded the ayes and noes.

The call for the ayes and noes was not sustained, and the amendment was rejected.

On the passage of the resolution on its second reading, Mr. Moye demanded the ayes and noes.

The eall was sustained, and the resolution passed its seeond reading by the following vote:

Affirmative—Messrs. Allen, Bagley, Brown, Bryant, Carter of Buncombe, Carter of Hyde, Carter of Warren, Clarke of Craven, Cobb, Couneil, Crews, Duggan, Dunlap, Ennis, Fagan, Fennell, Geoffroy, Haynes, Henderson, Hill, Horton, Jarvis, Johnson of Warren, Lloyd, MeBrayer, McCubbins, McGehee, McLean, MeRae, Maddrey, Moring, Moseley,

Proffit, Ransom, Reynolds, Roberts, Rogers, Rowland, Russell, Ryals, Sams, Scott, Shackelford, Simmons, Singeltary, Simpson, Smith, Staples, Swaim, Williamson, Wilson of Burke, Wilson of New Hanover, Winslow, and Younts—54.

Negative—Messrs. Abbott, Ardrey, Austin, Aycock, Braswell, Clark of Bladen, Cooper, Davis of Haywood, Ewing, Gaither, Hartsell, Houk, Hughes, King, McIver, McClure, Morris, Moye, Ormond, Peel, Purnell, Sharpe, Ward of Chowan, Wilson of Transylvania—24.

Without objection, the resolution went to its third reading, passed and was ordered to be sent to the Senate without engrossment.

S. B. 435, H. B. 803, a bill to be entitled an act for the relief of the sureties of T. F. Lee, was taken up on its second reading.

Mr. Henderson offered the following amendments:

Amend as follows: Strike out the words "of twenty five hundred dollars," in the preamble.

Amend section 1, by striking it out and substituting the following in its place: "That upon the payment by the said sureties on or before the 1st day of June, 1377, of the full amount of the taxes due the State, including the interest on said amounts of taxes, and the costs on the judgment, accruing to the date of final settlement to be made with the Auditor, the said sureties shall be released from the payment of the penalty."

On the adoption of the amendment, Mr. Ormond demanded the ayes and noes.

The call was not sustained, and the amendment was adopted. The bill as amended then passed its second and third readings, and was ordered to be sent to the Senate without engrossment.

S. B. 836, H. B. 589, a bill to be entitled, an act concern-

ing Insurance, passed its second and third readings, and was ordered to be enrolled for ratification.

S. B. 441, H. B. 723, a bill to entitled an act for the relief of the N. C. Agricultural Society, was taken up on its second reading.

A motion to lay the bill on the table did not prevail.

Mr. Rowland sent the following amendment:

"That the appropriation shall be paid to the department of Agriculture to be used by said department in the establishment of an experimental farm at Chapel Hill," and the amendment was rejected.

Mr. McBrayer sent forward the following amendment, by striking out "the State Treasurer," wherever it appears, and insert in lieu thereof, "the treasurers of the counties of Wake and Chatham." The amendment was lost, and the question was on the passage of the bill on its second reading.

Mr. Roberts demanded the previous question, and the call was not sustained for want of a quorum voting.

On the demand of the previous question, Mr. Roberts called for the ayes and noes.

The call for the ayes and noes was not sustained, but on a division the main question was ordered.

On the passage of the bill on its second reading, the ayes and noes were demanded.

The call was sustained, and the bill failed to pass its second reading, by the following vote:

Affirmative—Messrs. Allen, Ardrey, Braswell, Brown, Bryant, Carter of Hyde, Carter of Warren, Duggan, Dunlap, Ennis, Fagan, Fennell, Gaither, Hill, Jarvis, King, Lindsay, Moring, Puruell, Ransom, Reynolds, Roberts, Sharpe, Simmons, Singeltary, Staples, Swaim, Ward of Chowan, Williamson, Wilson of Burke, Wilson of New Hanover and Worth—32.

Negative—Messrs. Abbott, Bagley, Bledsoe, Cale, Clark of Bladen, Cooper, Council, Crews, Davis of Haywood,

Hartsell, Haynes, Henderson, Hood, Houk, Hughes, Johnson of Warren, Johnston of Washington, Lloyd, McBrayer, McCubbins, McRae, Morris, Moseley, Moye, Ormond, Parish, Peel, Proffitt, Quinnerly, Richardson, Rogers, Rowland, Rich, Ryals, Scott, Shackelford, Simpson, Ward of Bertie, Wilson of Transylvania, Wilson and Yount—44.

Mr. M'Brayer moved to reconsider the vote by which the bill failed to pass, and to lay that motion on the table.

On the motion to table, Mr. Bledsoe called for the ayes and noes.

The call was not sustained, and on a division the motion to reconsider was laid on the table.

A message was announced from the Senate, transmitting S. R. 913, a resolution to print and publish an additional number of laws passed at this session;

S. B. 911, a bill to amend Battle's Revisal concerning lunatics, both of which were read the first time in this House and placed on the calendar.

A message was also announced from the Senate, transmitting Senate amendments to

H. B. 128, S. B. 840, a bill in regard to publishing county exhibits, &c.;

H. B. 865, a bill supplemental to an act to divide the State into nine judicial districts, passed at this session of the General Assembly.

Concurrence was had in the Senate amendments to H. B. 128, S. B. 840.

S. B. 865 went on the calendar.

A message was received from the Senate requesting the return of H. B 165, S. B. 896, a bill to amend the Constitution changing the time of the beginning of the term of office of the Governor of the State.

It was ordered that a message be sent to the Senate transmitting the bill asked for in Senate message.

A message was also received from the Senate transmitting

the following bills, which were read by their titles and placed on the calendar:

S. B. 835, a bill to provide an asylum for the colored insane of the State;

S. B. 628, a bill to prohibit the sale of intoxicating liquors in two miles of the Orphan Asylum, in Granville county;

S. B. 849, a bill to repeal chapter 57, laws of 1874-'75;

S. B. 875, a bill for the purchasing of land adjoining the penitentiary;

S. B. 793, a bill to incorporate the Wilmington and New

River Steam Navigation Company;

S. R. 892, resolution in favor of the clerks to the committee on nomination of justices of the peace, and for other purposes;

S. B. 591, a bill to authorize the commissioners of Hillsboro to sell the Academy lots in said town; and Senate amendments to

H. B. 165, S. B. 896, a bill to alter the Constitution of North Carolina, changing the time of the commencement of the Governor's term of office, &c.

Mr. Bledsoe moved to adjourn until 10 o'clock Monday morning.

Mr. Bagley inoved to amend by saying 3 o'clock this afternoon.

On the motion to adjourn, Mr. McLean demanded the ayes and noes.

The call was not sustained, and the House refused to adjourn.

The following bills and resolutions reported as correctly enrolled by the committee on enrolled bills, were duly ratified by the Speaker of this House:

S. B. 834, H. B. 832, an act to authorize certain persons to convey title to certain lots or parts of lots in Macon, Franklin county;

An act supplemental to an act ratified the 7th day of February, 1877;

S. B. 723, H. B. 760, an act regulating the terms of the several Superior Courts of the 7th Judicial District;

S. B. 822, H. B. 855, an act to amend Battle's Revisal, chapter 65, section 10;

S. B. 697, S. B. 828, an act to prevent obstructions to the passage of fish up the Tuskaseegee river, Jackson county;

H. B. 500, S. B. 800, an act to ratify the laying off and establishing a township known as Clear Creek Township, in the county of Henderson, and ratifying the boundary lines of the several townships in said county;

S. B. 681, H. B. 727, an act to give justices of the peace jurisdiction in civil actions, not founded on contract:

H. B. 369, S. B. 766, an act to locate a permanent seat of justice in Pender county;

H. B. 218, S. B. 783, an act to secure to owners of real estate residing in this State, a homestead in fee-simple;

S. B. 709, H. B. 810, an act to provide for the removal of the county seat of Johnston county;

S. B. 768, H. B. 596, an act to raise revenue, known as the revenue act;

H. B. 685, S. B. 851, an act to divide the State into nine (9) Judicial Districts, and to provide for the election of three Judges of the Superior Court and nine Solicitors.

The tellers appointed to superintend the election of Magistrates for the several townships of the various counties of the State, submitted the following report:

We, the undersigned, tellers on the part of the two Houses of the General Assembly to superintend the election of justices of the peace by the General Assembly on March 8th, 1877, beg leave to report that we have examined the rolls of the two Houses, and find the following named persons received a majority of the votes cast in each House of the General Assembly, for justices of the peace in the various townships of the several counties of the State, the first named person in each township being elected for two years, and all

the others in each township being elected for six years, as follows, to-wit:

ALAMANCE COUNTY.

Patterson's Township: Roddy Kimbro, Slyvester Spoon, Jno P Albright.

Coble Township: Frederick Graves, E S Euless, J R Garrett.

Boon Station Township: John Wagoner, John Foster, G D Cobb.

Morton's Township: Asa Isley, C Brand, Robert Faucett.

Faucett Township: J A Graham, Albert Murray, W A Lee.

Pleasant Grove Township: Wm H Barnwell, F C Murray, Alvis King.

Albright's Township: Isaac Holt, Sr., D S Thompson, Washington Woods.

Newlin's Township: Thos Stafford, Fowler Vestal, Wm J Stockard.

Thompson's Township: Jas Newlin, Jno Newlin, Thos Morrow.

Melville Township: H W Lashley, C Sellars, D W Kerr.

Graham Township: Thomas C Foust, Frank Isley, J H N Clendenin, Wm H Turrentine, J L Scott.

ALEXANDER COUNTY.

Miller's Township: Thos A Hudson, H H Drum, Jas T W Hedrick.

Sharpe's Township: Julius A Beckham, A T Marsh, R M Sharpe.

Gwaltney's Township: Abraham Mayberry, Reuben O'Bennett, Wm C Linney, Jr.

Sugar Loaf Township: Wesley Laws, W S Daniel, W W Gryder.

Little River Township: A L D Bumgarner, Thos Barnes, Reuben Watts.

Ellendale Township: William S Teague, F B Rees, J C Bell.

Wittenburg's Township: Zack Moretz, Wm Fry, Peter E Echerd.

Taylorsville Township: Thos Little, Wm J Harrington, D McMattherson, A C McIntosh.

ALLEGHANY COUNTY.

Cherry Lane Township: A M Smith, J T Roberts, G W Thompson.

Glade Creek Township: W H Joins, Clarke Higgins, T C Douglas.

Gap Civil Township: A J Waggoner, George McReves, C J Edwards, J M Brown.

Cranberry Township: Josiah Cordell, W B Reves, J H Daughton.

Prather's Township: Claude Cox, Nathan Weaver, Horton S Reves.

Piney Creek Township: Jno S Parsons, N H Van Hoy, Wm Halsey.

ANSON COUNTY.

Wadesboro Township: Henry W Ledbetter, Jas A Leak, Richard P Allen, Wm A Rose.

Lilesville Township: Wm T Williams, Wm T Smith, Jas B Lindsey, W J Cornwall.

Morven Township: John J Dunlap, Vincent Parsons, Wm E Smith.

Gulledge's Township: Thos J Hardison, John Robinson, W Dorsey Webb.

White's Store Township: Francis Crowder, Jas T Redfearn, Edmond D Gaddy.

Lanesboro Township: Isaac M Williams, Harvey T Knotts, Vernon Allen, Jas G Branch.

Burnsville Township: Columbus C Braswell, Hosea P Meggs, Francis M Thomas.

ASHE COUNTY.

Jefferson Township: Jacob Graybill, R P Coldiron, G H Hamilton, J P Waugh.

Old Fields Township: Thos Ray, R F Hardin, Silas Morphew.

Pine Swamp Township: Thos S Bouchell, A D Coles, E E Phillips.

Peak Creek Township: W B Carson, Lafayette Benizer, G W Woodie.

Chestnut Hill Township: J C Plummer, J H Carson, J B McMillan.

Hilton Township: Wm Jones, Poindexter Blivins, S Pennington.

Piney Creek Township: Pat Graham, James Eller, Jas M Grimsley.

Horse Creek Township: Isham Gass, James Greer, Jack Ham.

Stagg Creek Township: David Sutherland, Peter Ashley, Gideon Weaver.

Laurel Township: John Pennington, B H Neal, David Worth.

North Fork Township: John J Brown, Jos Johnson, Wm Knight.

BEAUFORT COUNTY.

Pantego Township: Ira H. Topping, Augustus Latham, Sr., Reuben Allen.

Bath Township: Wm O Respess, J F Crawley, B F Godley, A W Satterthwaite.

Long Acre Township: Thos Isaiah Waters, Marshal Conkleton, O H P Tankard.

Washington Township: J C Buchanan, B F Havens, William B Campbell, R T Hodges, R W Horton, Josephus Peed.

Chockawinity Township: David Gaskill, Wm H Patrick, Wm H Buck.

Richland Township: Edward Tuthill, B F Mayhew, W A Thompson.

BERTIE COUNTY.

Windsor Township: D L Cale, CT Harden, Peter Roscoe, Moses Gilliam.

Mary Hill Township: Giles Donald, J.C. Freeman, J.B. Martin.

Mitchell's Township: Starkin Cowand, Abram Jenkins, J W Mitchell.

Roxabell Township: Henry Parker, W J Capehart, W J Bishop.

Woodville Township: Watson Lewis, Thos W Thompson, J S Griffin.

White's Township: Mark Law, Simon T Hughes, J Thos Rayner.

Snakebite Township: W J Cherry, B F King, jr, Robt R Taylor.

Coleraine Township: J Wesley Greene, Wiley D Hayes, Alpheus Nowell, David A Watford.

BLADEN COUNTY.

Elizabeth Township: John Shaw, Taylor Johnson, J W Clark, B F Renalder.

Bethel Township: G T Allen, C W Lyon, W H White.

Haller Township: E W Esters, W O Robinson, J W Pendil.

Bladenboro Township: David Hester, C W Williams, C O Mercer.

Abbottsburg Township: J H Thompson, R J McEwen, Isaac H Smith.

Brown Marsh Township: Jas M Pearce, Jno N Kelley, A K Cromartie.

White's Creek Township: Rufus Register, Daniel J Clarke, W T Clarke.

Carver's Creek Township: TO Brown, J C Daniel, A H Perril.

French's Creek Township: Austin Allen, John T Croom, John M Johnson.

Colley Township: John Murphy, R M Jessup, C T Parker.

Turnbull Township: J C Melvin, R M Taton, John S Melvin.

White Oak Township: C Martin, John T Council, R B Cain.

BRUNSWICK COUNTY.

North West Township: John C Rowell, Samuel R Chinnis, Dickson McRae.

Town Creek Township: Jno B Evans, Daniel R Walker, Jno D Taylor.

Smithville Township: Daniel Mercer, Thos M Williams, Robt W Woodsides, Phillip Prioleau.

Lockwood's Folly Township: Jesse Lancaster, Rufus D Hewitt, Washington Holden.

Shallott Township: Peter Rourk, John H Brooks, Thos Hickman.

Waccamaw Township: W Scott Milliken, Noah B Bennett, B Lewis Butler.

BUNCOMBE COUNTY.

Avery's Creek Township No 1: Marion S Glenn, P J Israel, Richard Ledbetter.

No 2: Joshua R Jones, W H Moore, Jesse W Morgan.

No 3: S F Young, Elijah Morgan, Geo W Howell.

No 4: Geo W Hampton, Fidelia Sluder, Sr, J E Rogers, Jno B Clayton.

No 5: Jno W Well, E J Worley, Thos J Ferguson.

No 6: W J Alexander, J L Murray, R C Clayton.

No 7: Bedford Sherrill, Jason Ashworth, Thomas J. Young.

No 8: William Y Porter, George N Alexander, Robt C Patton.

No 9: N A Penland, John M Ledford, C B Way, A J Butler, Albert T Summey, I B Sawyer.

No 10: James Sawyer, Wm R Baird, Wm M Weaver, Chas A Nichols.

No 11: William C Eller, Robert V Blackstock, W B. Smith.

No 12: John B Morgan, Hiram S Carson, Harvey P Buckner.

BURKE COUNTY.

Silver Creek Township: Jno F Ehley, David J Hennessee, Wm N Thompson.

Linville Township: Jos B Hunter, Robt M Kincaid, Joshua Gibbs.

Upper Creek Township: J Monroe Kincaid, Jno Nance, Israel P Beck.

Quaker Meadows Township: J Sidney Flemming, E Fletcher Walker, Calvin Houk.

Lower Creek Township: John Sims, WS Sudderth, Asbury Puett.

Lovelady Township: Jno Rector, Julius Huffman, J W Berry, J P Shields (Excelsior town.)

Icard Township: W R Aiken, W Arnold Wilson, L F Warlick.

Lower Fork Township: P P Mull, Reilley Tallent, Amos Huffman.

Upper Fork Township: J W Carswell, Jonas Ramsey, Dr. F Denton.

Morganton Township: E M Terree, Jesse H Howard, Wm E Powe, George P Erwin.

CABARRUS COUNTY.

Township No 1: F A Archibald, H B Parks, J M Alexander.

No 2: Theophilus Cannon, J B Harris, John H Morrison.

No 3: E G Irwin, T A Flemming, E L Bell.

No 4: W H Winecoff, C M Goodnight, Peter Glass.

No 5: Wm R Blackwelder, Van Walter, Joseph Meisenheimer, Jr.

No 6: Lawrence Klutts, John Faggart, Geo E Ritchie.

No 7: John H Moose, Solomon Dry, Moses Peck.

No 8: Daniel Bangle, Titus Moser, E D Barringer, H L McAlister.

No 9: Martin Widenhouse, Jr., W H Orchard, Felix A Klutts.

No 10: Daniel Roger, J Hartsell, Julius Klutts.

No 11: C E Sides, Jacob Dove, R R Isenhour.

No 12: W A Patterson, James Brown, W J Hill, J S Fisher, C G Montgomery.

CALDWELL COUNTY.

Lenoir Township: David Hood, A J Corpening, N A Miller, Pleasant Moore.

Lower Creek Township: Jno G Ballew, Geo W Sherrill, Thos S Hoover.

Lovelady Township: Harvey Aberneathy, Calvin Jones, J A Bush.

Little River Township: Thos Sherrill, Isaac Oxford, Elkanah Flowers.

King's Creek Township: Thos Barnett, James M Isbell, Allen Laxton.

Buffalo Township: Samuel Patterson, D E Bower, Edmond Jones.

Patterson Township: Robt Holloway, Patterson Coffey, N H Gwin.

Globe Township: Lott Estes, Judson Moore, J ${\bf N}$ Corpening.

John's River Township: H W Coffey, Allison Pickens, J N Harshaw.

CAMDEN COUNTY.

Shiloh Township: G C Barco, Jos D Berry, L B Sanderlin.

Court House Township: T B Boushal, Henry W Scott, Thes Palmer.

South Mills Township: William C Pearce, Jno C Tatem, Peter C Pearce.

CARTERET COUNTY.

Township No 1: Benjamin Taylor, John W Sanders, Jeremiah Walson.

No 2: M F Arrendell, L T Oglesby, T C Davis, W S Bell, Sr.

No 3: Daniel Quinn, William Hardesley, Joshua T Dennis.

No 4: W F Howland, Wm Alexander, John B Russell.

No 5: J F Wade, D S Guthrie, Cull Pigott.

No 6: Whittington Davis, L W Styron, W L Lewis.

No 7: Wallace H Styron, Geo W Smith, John L Goodwin.

No 8: Thomas Robinson, Benjamin R Dixon, Robert Wallace.

CASWELL COUNTY.

Milton Township: Jno L Staton, Nat M Richmond, A L Bell, Jno L Irvine.

Dan River Township: Jno Carter, Wm L Harraway, Samuel B Cobb.

Pelham Township: W H Gatewood, W B Swann, Jno D Kesse.

Locusthill Township: Howard A Cobb, Stephen Neal, G. J. Farrish.

Yanceyville Township: Monroe Oliver, H F Brandon, Jos C Pinnix.

Leasburg Township: Edward W Lea, A B Newman, James P Williams.

Hightower Township: Jno A Johnson, F L Warren, Jerry Smith.

, Anderson's Township: Wm H Stainback, Jno S Miles, Jno B Alred.

Stony Creek Township: Wagstaff Maynard, Richard Miles, George Pinnix.

CATAWBA COUNTY.

Newton Township: Babel Whitner, Logan Smyer, Caleb W Herman, Hiram A Forney, Peter F Smith.

Cline's Township: Q M Smith, Calvin Sigmon, P K Little.

Hamilton Township: Moses Trollinger, Simeon C Brown, Logan N Wilson, W G James.

Mountain Creek Township: A D Shuford, Alexander Clark, M M Gabriel.

Caldwell's Township: Rufus England, Jacob M Wilkinson, W A Huit.

Jacob's Fork Township: Philip Burns, Geo M Yoder, A G Corpening.

Bandy's Township: Elkanan Ramsour, M F Hull, Jacob Mosteller.

Hickory Township: Moses Albernathy, A L Shuford, Abel Whitner, J H Bruns.

CHATHAM COUNTY.

Albright's Township: Wm O Kirkman, W B Carter, W A Lineberry.

Baldwin's Township: I B West, T B Farrar, A J Wilson.
Bear Creek Township: S W Brewer, Jno W Calder, Jas
I Lane.

Cape Fear Township: J E Bryan, A J Bynum, J H Mimms, Jno W Scott, (town of Haywood).

Centre Township: Benj G Womble, J F Mann, Wm T Petty, Jno A Womack, (town of Pittsboro).

Hadley's Township: Oliver Clarke, J E Perry, W T Dorsett.

Matthew's Township: Merritt Rosson, J A Gilliland, J A Houston.

Hickory Mt Township: N B Dunlap, Jas B Guthrie, Jno A Pugh.

Gulf Township: Jno F Ansley, J F Rivers, R L Jenkins. Oakland Township: Jno A Pattishall, J W McPherson, E L Tyser.

New Hope Township: Jas R Thomas, Alvin Wilson, J D Brazington.

Williams Township: Jno M Burnett, E W Atwater, C R Scott.

CHEROKEE COUNTY.

Murphy Township: R D McCombs, S W Davidson, Pinkney Abernathy, W J A Strange, Ancil Rogers.

Valley Town Township: Henry Moss, J W King, Jos T Young.

Beaver Dam Township: C.C. Berry, Wm. Dockery, A.J. Evans.

Shoal Creek Township: Jasper Burnett, W B Nelson, Wm Bryant.

Hot House Township: JR Hyatt, JB Fain, Wm Watson.

Notla Township: Robt Bruce, Jno S Hatchett, Daniel K Moore.

CHOWAN COUNTY.

Edenton Township: Moses Hobbs, Isaac Smith, W H Bonner, J H Garrett, J R B Hathaway.

Yeopin Township: W J Webb, P M Warren, John Roberts.

Middle Township: E J Burke, W P Jones, John A Bunch.

Upper Township: Jacob N Hudson, W T Woodley, G T Rountree.

CLAY COUNTY.

Hayesville Township: TH Hancock, GM Flemming, A J Curtis.

Brass Town Township: James M Bell, G C Norton, WnF F Plott.

Hiwasse Township: Jas K Kirby, Wm H Hogshead, W P Crawford.

Tusquitte Township: P H Tigers, Wm H Johnson, Jas M Alexander.

Shooting Creek Township: J Ned Kitchens, J B Reynolds, M C Birch.

CLEAVELAND COUNTY.

Township No 1: Draton Heton, J F Ray, L C Lemmons.

No 2: WH Greene, OW Holland, Henopen Blanton.

No 3: S D Randall, J A Roberts, Allen Betts.

No 4: A V Falls, D J Hardin, S H Anthony, L M Logan.

No 5: Addison Oates, J Riley Moss, P B Harman.

No 6: F L Hoke, D D Suttle, W P Love, M N Gold, Samuel Wilson.

No 7: S P Magness, J H Ream, A J Ervin.

No 8: D D Lattimore, R G Wells, F Y Hicks.

No 9: Andrew Beam, J E Rollins, Samuel Elam, R W Falls.

No 10: J Z Falls, jr, John Cook, sr, J A Mull.

No 11: Tilford Price, A C Whisnant, W H Hull.

COLUMBUS COUNTY.

Ransom Township: Z B Murrell, D C Allen, D S Cowan,

Lake Wacamaw Township: J A Clark, Melton Campbell, H B Short, jr.

Bogue Township: Thomas Barefoot, J P Pearce, A G Smith.

Welsh's Township: A J Troy, S W Smith, J W Rouse, sr.

Whiteville Township: L J Yeates, L W Stanly, C D Baldwin, J C Pridgen.

Western Prong Township: Leonard Jordan, J E Powell, M W Pridgen.

Tatum's Township: Laban Williamson, W W Brown, jr, J C Lennon.

Fair Bluff Township: Dempsey Coleman, Burwell Smith, W H Vann, J J Buffkin, B F Barden.

Williams' Township: Jackson Powell, M N Harrelson, J P Stanley.

Bugg Hill Township: J J C Gore, E W Fowler, Jesse S Cox.

Lee's Township: J J Long, J W Gore, C C Gore.

CRAVEN COUNTY.

Township No 1: Jas L Murphy, Chas B Stubbs, Wm H Ellison.

No 2: Willis D Pettipher, Samuel W Latham, Jas A Ernul.

No 5: Edward A Carraway, Chas H Edwards, Geo H Grover.

No 6: James H Hunter, Edward Bull, Thos H Morrison.

No 7: Jesse Brooks, Council Hardison, Wm Foy.

No 8: Edward Street, Enoch Wadsworth, E R Dudley, Thos Stanley, (City of Newbern) E G Hill, Wm Hay, Wm G Brinson, Alex Bass, Jas Campbell, Jas A Bryan.

No 9: James W Biddle, C L Wetherington, Cicero

Green.

CUMBERLAND COUNTY.

Seventy-First Township: Jno A McPherson, Duncan Shaw, Duncan Gillis.

Rockfish Township: Malcom McInnis, J W Emmitt, Benj Morgan.

Gray's Creek Township: Jesse B Carver, Neil McQueen, Wm Alderman.

Quewhiffle Township: John McRae, Peter Monroe, J C Currie.

Cross Creek Township: D G McRae, A M Campbell, Daniel M McDonald, W C McDuffie, John C Poe, Thomas Powers, John L Allen, Charles K Hall, Edward P Powers.

Little River Township: Alex McNeil, A A Johnston, John McLeod.

Cedar Creek Township: W B Draughton, Kelley Sessons, Thos G Hall.

Flea Hill Township: Arthur A Williford, W J Sesssoms, Thos W Devane.

Black River Township: A D McNeil, Isaac W Godwin, H L Hall.

Beaver Dam Township: Maurace Hall, Jas M Jessup, David S Ballard.

Carver's Creek Township: W H King, Chas D Nixon, Gray Culbreth.

CURRITUCK COUNTY.

Moyock Township: Edward Holt, Hillory Simmons, Thos Sanderlin.

Crawford Township: H B Ansill, S P Wilson, W H Cowell.

Fruitville Township: Cornelius Jones, A Smith, Henry White.

Poplar Branch Township: G A Griggs, G G Gallop, J M Woodhouse.

Atlantic Township: H W Scarborough, B F Tillett, John Morse.

DARE COUNTY.

Hatteras Township: David N Basnight, Nasa S Williams, Redding R Quidley.

Kennekeet and Chickamacomico Township: Cyrus R Hooper, Israel Midget, Ignatius Scarboro.

Nag's Head and Roanoke Township: David Austin, J B Etheridge, Isaac C Meekens.

Croatan and Stumpy Point Township: Thos R Mann, Richard Hooper, Edward Mann.

East Lake Township: Thos Owens, Wm H Basnight, Thos M Sandlin.

DAVIDSON COUNTY.

Lexington Township: James Smith, Henry L Link, Bennett Nooe, Joseph H Leonard.

Cotton Grove Township: J H Miller, Wm Hicks, A J Owen.

Boon Township: A G Boggs, G F Smith, W D Meacham.

Tyro Township: John H Koonts, F M Thompson, H H Hartley.

Yadkin Township: C C Byerly, D L Michael, J S Delapp, Gaither Walser.

Clemmonsville Township: J Walker, W B Hampton, S S Jones.

Arcadia Township: J H Miller, G W Burke, Elisha Raper.

Midway Township: B F Beckerdite, Hugh Lindsay, Solomon Mock.

Abbott's Creek Township: N B Orrell, Jacob Yokley, J Madison Raper.

Thomasville Township: Isham Reagans, Alex Conrad, J R Keen, A H Kindell.

Imbler's Township: H C Hedrick, S B Lore, E P May. Silver Hill Township: Abram Cross, Willie Crouse, Levi Hedrick.

Emmon's Township: A Peacock, Daniel Ward, John Plummer.

Jackson Hill Township: Louis Surratt, A Newsom, J C Skeen.

Alleghany Township; John G Surratt, Stephen Bailey, W H Badgett.

Healing Springs Township: C K Holmes, J M Daniels, W P Redwine.

DAVIE COUNTY.

Mocksville Township: Chesire Sain, W F McMahon, Jas L Adams, Braxton Bailey.

Jerusalem Township: Samuel Tatum, J C Foard, A T Grant.

Fulton Township: S J Hanes, H E Robertson, J R Williams.

Farmington Township: Jas N Brock, W Kelley Gibbs, G W Johnson.

Clarksville Township: Geo W Bailey, P H Cain, Isaac H Roberts.

Calahan Township: W II Davault, Beal Ijams, Chas Anderson.

DUPLIN COUNTY.

Kenansville Township: B F Purcell, J E Matthews, G G W Carroll, P S Watson.

Limestone Township: E W Farrior, Wm Sardlin, Geo L Smith.

Cypress Creek Township; Raifore Lanier, Nicaner James, Amos Lanier.

Island Creek Township: D W Bland, J E Pigford, J F Wallace, J E Fussell, W J Boney, T W Boney.

Rock Fish Township: D S Williams, J J Ward, R C Johnson.

Magnolia Township: O J Carroll, J D Usher, J W Taylor.

Warsaw Township: D G Morissey, W H Winders, T D Pierce, Daniel Bowden.

Faison's Township: M A Lewis, J B Oliver, Matthew Moore, A D Hicks.

Wolfecrape Township: BH Walker, Thadeus Jones, Joel Lofton.

Albertson Township: W H Grady, J E Kornegay, Jno Maxwell.

Dail's Township: E B Herring, Louis Herring, Peter Kornegay.

Smith's Township: John G Smith, JR Miller, G L Swinson.

EDGECOMBE COUNTY.

Township No 1: George Mathewson, Jas M Springgins, Wm M Pippin, Jos B Coffield, Wm S Clarke.

No 2: Frank W Whitted, John M Jenkins, John L Cobb.

No 3: James W Howard, Thomas L Mayo, William G Turner.

No 4: Eli Howell, Richard H Gatlin, Dempsey B Batts.

No 5: Henry L Leggett, Henry S Bunn, Jordan W Johnson.

No 6: Jno M Cutchen, Marcus J Battle, Wm E Lewis, Jos H Cutchen.

No 7: David H Barlow, Jas K Lawrence, Jos J Battle, Wm H Whitehead.

No 8: Frank Dew, Charles L Vines, Leonidas Little, J E Porter.

No 9: Richard J Johnson, Elisha Harrell, R W Atkinson.

No 10: F Wanston, J I Lewis, Edward P Sharpe.

No 11: Wm H Knight, Spencer L Hart, Jesse J Garrett.

No 12: Chas L Killebrew, Henry G Worsley, Jas H Chapman, Geo W Hammond.

No 13: Patrick H Edge, Solomon T Cherry, Bennett P Jenkins.

No 14: David Williams, Wells Dawes, William E Bradley.

FRANKLIN COUNTY.

Louisburg Township: J A May, G G Gill, B T Ballard, P J Brown.

Franklinton Township: Norman Terry, John Perry, A S Gill, W H Mitchell.

Freeman's Township: Thos J Cracker, D W Spivey, L W Joyner, W K Martin, jr.

Hayesville Township: N H Murphy, Eugene F Cooke, J

J Jones.

Gold Mine Township: A M Hamlette, A D Williams, Joshua Perry.

Cedar Rock Township: A Thomas, W C Lankford, R E Collins.

Cypress Creek Township: James M White, George W Harris, W A Moore.

Dunn's Township: W K Phillips, F P Pearce, W S Harris.

Harris' Township: B F Wilder, A J P Harris, W R Bridgers.

FORSYTHE COUNTY.

Winston Township: Augustus Fogle, R D McCouston, John Masten, Martin Grogan, Thomas T Best, Walter B Johnson, R L Patterson, John W Fries.

South Fork Township: Theophilus Kimel, W L Swaim, John Boyer.

Old Town Township: John A Styers, Calvin H Hauser, Henderson Cox.

Broad Bay Township: P E Light, Chas Rothrock, John C Smith.

Abbott's Creek Township: Jno H Chamberlain, Clayton Snider, James Motsinger.

Middle Fork Township: Wm A Lowry, Calvin Crews, Peyton A Cox.

Kenersville Township: J H Morris, Geo W Wilson, A S Beard, Wm G Kerner.

Belew's Creek Township: D S Ham, Fuell Fulton, Romulous S Linville.

Salem Chapel Township: Thomas M Marshall, Henry Marshall, T J Valentine.

Bethania Township: Abram P Styers, John N Anderson, Nathaniel F Sullivan.

Old Richmond Township: Elijah Reed, Thomas Moser, Washington Payne.

Vienna Township: Henry R Lehman, Brantley Hendrix, Alex Transon.

Lewisville Township: Coston E Harper, Jonah P Brinkley, L C Laugenour.

GASTON COUNTY.

Cherryville Township: W O Harreldson, Jno T Carpenter, Jacob Kiser, Henry Summet.

Dallas Township: Caleb Pasom, Marion D Friday, F W Thompson, Miles Weathers.

River Bend Township: A P Rhyne, James Abernathy, W G Rutledge.

South Point Township: John F Leeper, J G Gullick, J M Lineberger.

Crowder's Mountain Township: B G Bradley, J M White-side, R W Garrett, Thomas Chalk.

GATES COUNTY.

Gatesville Township: John Brady, R H Riddick, Arthur Willey, Rufus M Riddick.

Hall Township: Elisha Parker, M C Lawrence, M H Eure.

Reynoldson Township: Hillory Willey, John J Gatling, W M Daughtrey.

Haslett Township: W H Riddick, Wm Boothe, Wiley Wiggins.

Holly Grove Township: W H Polson, Elisha Williams, Thos Parker.

Hunter Mill Township: Riddick Hofler, Wm Smith, Jno Alpin.

Mintonsville Township: Jesse R Key, James A Roberts, James F Bond.

GRAHAM COUNTY.

Cheoah Township: N G Phillips, N W Rice, Devaney Parker, W B Wiggins.

Stecoah Township: John Sawyer, David E Hyde, James Carver.

GRANVILLE COUNTY.

Henderson Township: H C Crosby, Harvel Harris, E G . Brodie, S S Cooper.

Kittrell's Township: Erastus Powell, Baldy A Capehart, Chas H Williams.

Fishing Creek Township: Harvey Harris, Jr., Richard W Harris, Wm M Blackwell.

Brassfield Township: Samuel H Kennedy, Clinton M Rogers, Robt Garner.

Dutchville Township: Wm T Mitchell, Jno B Green, Frank J Tilley.

Walnut Grove Township: W T Lyon, Wm Daniel, Jas M Satterwhite.

Sassafras Fork Township: Wilkin Stovall, Walter Pattillo, Wm M Tanner.

Townsville Township: J Herbert Taylor, J W Heartt, W N Sneed.

Oxford Township: J K Wood, H T Hodges, L A Paschall, A C Parham, N A Gregory.

Tally Ho Township: Arthur T Carrington, Wm H Smith, J H Webb.

Oak Hill Township: W H Puryear, J W Royster, Rufus Amis.

GREENE COUNTY.

Snow Hill Township: W J Taylor, Jas W Taylor, Henry H Best, D A Sugg, (Snow Hill town.)

Hookerton Township: W L Edwards, Jas J Moore, T E Hooker, Jno J Edwards, (Hookerton town.)

Speight's Bridge Township: J B Faircloth, R C D Beaman, W A Darden.

Olds' Township: Wm T Dixon, John R Dixon, Jas A Edwards

Bull Doze Township: Wm McKeel, John G Britt, Robt W Taylor, Geo W Lane, (Contentnea town.)

GUILFORD COUNTY.

Washington Township: Alex Tickell, John Cobb, Jas J Busick.

Rock Creek Township: Geo W Clapp, Daniel P Foust, Caleb A Boon, L F Smith, (Gibsonville.)

Green Township: W M Kine, W M Thompson, Peter C Smith.

Madison Township: Robt C Rankin, Mebane Apple, Isaac Thacker.

Jefferson Township: W T Thorn, Joel H Gilmer, Jos A McLean.

Clay Township: Newton D Woody, Joseph W Gilmer, Jno C Hunter,

Monroe Township: J W McMichael, Frank C Chilcutt, W H Rankin.

Gilmer Township: John A Pritchet, John L Hendrix, Jas M Ward, A P Eskel, W A Horney.

Fentress Township: John M Fentress, Allen H Scott, Wm D Hardin.

Centre Grove Township: Wm E Berill, John W Winchester, Pinkney Wall.

Morehead Township: A Dilworth, Geo Donnell, Hiram C Worth, Wm J Love, W E Edwards.

Summer Township: Stephen Hodgin, F S Davis, Wm L Kirkman.

Bruce's Township: Thomas Rhodes, Jno L Ogburn, Thomas Case.

Friendship Township: A H Lindsay, W N Armfield, Thos E Cook.

Jamestown Township: Jesse Gardner, J A Gray, Jos L Ragsdale.

Deep River Township: B F Smith, L F Davis, Joseph A Davis.

High Point Township: Henry Clapp, David Jordan, Cyrus J Wheeler, Robt S Bell, W H Ragan.

Oak Ridge Township: W O Donnell, Jesse Benbow, Charles Case.

HALIFAX COUNTY.

Halifax Township: B F Gary, J O Brien, H J Carraway, A Garibaldi.

Caledonia Township: J A White, R H Smith, jr, Alfred White, W II Shields.

Palmira Township: BJ Alsbrook, E P Hyman, Shepherd R Spruill.

Roseneath Township: Edward Whitehead, W T Whitehead, M T Savage.

Conoconarie Township: John A Norfleet, J R Tillery, W E Aaron.

Weldon Township: W. A. Daniel, Aaron Prescott, R. E. Mosely, Joseph T Evans.

Enfield Township: J T Reynolds, E P Powell, D C · Clarke, J J Robertson.

Littleton Township: W A Johnson, Sterling Johnson, N E Jenkins, B R Browning.

Butterwood Township: E A Thorne, W L M Perkins, David Clarke.

Brinkleyville Township: F M Parker, J P Leach, FM Garrett, S S Norman.

Faucett's Township: W W Brickell, E D Dickens, Richard Brinkley.

HARNETT COUNTY.

Johnsonville Township: A C Buie, Duncan, Morrison, Robt C Belden.

Barbecue Township: James Cameron, sr, Nivin Ray, Jno-Harrington.

Upper River Township: James S Harrington, Daniel C McLean, Neil Clarke.

Lillington Township: T D Walson, H C McNeill, Wm H Bethune, S D Pipkin.

Averasboro Township: A B Godwin, Jno G Hodges, Neil S Stewart.

Grove Township: J N Gregory, J D Ryals, A J Turlington.

Neill's Creek Township: W J Long, Thomas Matthews, Wm Person.

Hector Creek Township: Benjamin Gardner, D E Green, C H Coffield.

Buck Horn Township: Jesse Morgan, Ely Carter, Geo W Pegram.

Stewart's Creek Townsnip: Hugh M McDonald, Jno W Howard, Duncan J Parker.

HAYWOOD COUNTY,

Waynesville Township No 1: J F Murrey, C L Smathers, Jno Turpin, Jno A Ferguson.

No 2: Fidel Howell, James Cody, Jno G Burnett.

No 3: T B Edmundson, William S Evans, David Vance.

No 4: Joseph Christopher, J B Mease, Jas Osborne.

No 5: ER Furguson, S Walker, GW McCracken.

No 6: T S Gillett, Z T Ferguson, W M Rhea.

No 7: Parker Hopkins, G L Palmer, JF Owens.

No 8: J M Rice, Jno Boyd, Erastus Howell.

No 9: W G B Garrett, R H Plott, John Rich.

HENDERSON COUNTY.

Hendersonville Township: A M McConnell, A Cannon, Alex Henry, M M Patton, (Hendersonville).

Edneyville Township: R A Freeman, Benjamin Williams, Rufus Edney.

Blue Ridge Township: Thomas Blackwell, S B O Mc-Cal!, Samuel King.

Green River Township: H K Pace, W H Ward, Benj F Possy.

Clear Creek Township: A J McMinn, Wm K Ledbetter, Matthew A Love.

Hooper's Creek Township: A E Fletcher, G B Johnson, J R Byers.

Crab Creek Township: Geo Sentle, J W Anderson, Jno Capps.

Mill's River Township: E F Case, R W Allen, Thomas Murray.

HERTFORD COUNTY.

Winton Township: Chas N. Pruden, King Parker, Jos B Slaughter, Jno W Faison.

Harrellsville Township: Jas P Harwell, Sam'l M Armuck, Norman L Shaw.

St John's Township: Julian J Moore, James F Wynne, Wm D Holleman.

Manning's Neck Township: Sam D Winborne, Jas E Everett, Geo V. Cowper.

Murfreesboro Township: W T Browne, Charles Vaughan, Orris Parker, Goodman D Parker, Jarrett N Harrell.

HYDE COUNTY.

Ocracoke Township: Benjamin Garrish, Benjamin Styron, Daniel Tolston.

Lake Landing Township: W S Cox, James M Blenson, Daniel G Sadler, Israel B Watson, A B Tunnell.

Swan Quarter Township: Seth B Harriss, sr., Joseph M Watson, Nathaniel C Williams.

Currituck Township: Daniel Burgess, Sam L Snell, Jeremiah Selby, Henry W Wahab.

Fairfield Township: Jno G Harris, Thomas H B Gibbs, J Columbus Simmons.

IREDELL COUNTY.

- 1. Eagle Mills Township: TN Cooper, E W Joyner, Wm J Colvert.
- 2. Union Grove Township: W J Templeton, James Holmes, L V Cantwell.
 - 3. New Hope Township: O G Williams, A G Myers, Thos Redman.
- 4. Turnersburg Township: J M Godby, J M Holmes, J M Turner.
- 5. Oliver Township: F J Allison, R L Weaver, H A Mowbray.
- 6. Sharpesburg Township: A A Hines, R T Campbell A P Sharpe.
- 7. Cool Springs Township: G F Shepherd, C W Kestler, Henry Turner.
- 8. Bethany Township: J F Long, J C Turner, A P Murdock.

- 9. Concord Township: Abner Morrison, J H Scroggs, R A Stone.
- 10. Chambersburg Township: J A White, J D Click, J Dotson.
- 11. Statesville Township: Jno Bradley, T M C Davidson, E B Stinson, M F Freeland.
- 12. Shiloh Township: Peter Little, H C Summers, J M Alexander.
- 13. Barringer Township: J W Sanders, C L Shinne, W C Mills.
- 14. Falls Township: A P Clarke, J M Patterson, R J Willis.
- 15. Coddle Creek Township: J L Harriss, R A Alexander, A M Walker, Isaac Harris.
- 16. Davidson Township: J M Shook, J B Cornelius, J W A Kerr, E W Putman.

JACKSON COUNTY.

Cashier's Valley Township: Ransom Rice, John Halley, L M Dillard.

Hamburg Township: John Stewart, jr, Alfred Wilson, jr, David Norton.

Saul's Creek Township: J A Galloway, James Cathey, Thomas Bryson.

Cany Fork Township: R H Stephenson, W M Hooper, sr, Alfred Brown.

Fork of the River Township: McHooper Wooford, M. Zachary, S.P.C. Shelton.

Cullowhee Township: R L Watson, D D Davis, Wm Wilson.

Scott's Creek Township: Samuel Bryson, Samuel Cook, Jas Crawford.

Webster C H Township: E P Stillwell, Thos Fizzell, John Keener, J C Watkins.

Savannah Township: B H Jones, W H Buchanan, E C Ashe.

Barker's Creek Township: John Nation, W Bumgarner, John M Lane.

Qualla Town Township: H L Moody, James Angell, Samuel Gibson, sr.

JOHNSTON COUNTY.

Clayton Township: John L Banks, Needham G Gulley, Jos C Ellington, Wm H Penny.

Pleasant Grove Township: Jos Ogburn, Amos Coats Robert Johnson.

Elevation Township: Carroll Langdon, John Y Wood-dall, Joseph Johnston.

Meadow Township: Elam Godwin, H N Bizzell, Y J Lawhon.

Bentonsville Township: Ransom Lee, P H C Dupree, W N Rose.

Ingram's Township: John Sanders, Jas H Adams, Geoen.

Smithfield Township: Jas C Ballard, Willis H Avera, Thos R Youngblood, Jno C Hood, jr.

Princeton Township: L P Creech, Wm Richardson, K B Whitley, W H Joyner.

Bulah Township: Robt Hatcher, John Parker, L B Richardson.

O Neal's Township: Wm H O'Neal, Jos Hare, John R Brown.

Wilder Township: Jas A Hocutt, Jesse Hinnant, John W Lee.

Selma Township: W J Barrow, E S Moore, Theo Hinnant, Henry L Watson, Willis Gerard.

JONES COUNTY.

White Oak Township: Lewis Bynum, Geo W Koonce, Cyrus Foscue.

Pollocksville Township: Henry C Foscue, Jno N Whitford, Egbert W Haywood, Jas W Harper.

Trenton Township: Edgar M Foscue, Wm E Ward, Titus Hart, Thos Wilcox.

Cypress Creek Township: Thos J Whitaker, Henry C Koonce, Benj Brock, jr.

Tuckahoe Township: J W Eubanks, Christopher C Fordham, Isaac Brown.

Beaver's Creek Township . Lewis H Haskins, Edwin, B Isler, Joel A Heath.

LINCOLN COUNTY.

North Brook Township: S J Weaver, T M Foster, W A Thompson.

Howard's Creek Township: J Stamay, sr, H E Ramsour, Isaac Self.

Lincolnton Township: W T Snipp, L D Haynes, Ambrose Costner, J L McLean.

Ironton Township: L A Dellinger, A G Harrill, S V Goodson.

Catawba Springs Township: Isaac Lowe, James Lineburger, Jos G Morrison, T H Proctor.

LENOIR COUNTY.

Sand Hill Township: Jno S W Pearce, Wm H West, Jas D Sutton.

Woodington Township: Wm A Croom, Jesse C Kennedy, Jas Herring.

Trent Township: Henry Cunningham, jr, W S Byrd, N B Whitfield.

Pink Hill Township: Wm M Chamberlain, Wm B Nunn, Anthony Davis.

Moseley Hall Township: F B Fields, M H Wooten, P W Wooley, R W Moore.

Lenoir Institute Township: M B Creech, J M Patrick, Jas M Hines, jr.

Falling Creek Township: Jas M Parrott, Wm Waters, Wm L Kennedy.

Vance Township: W T Moseley, B F Parrott, R F Bright.

Contentnea Neck Township; H H Moore, Wm J Pope, Elias Hazzleton.

Kinston Township: S H Rountree, Jas K Davis, W C Fields, Wm A Coleman, Lemuel Harvey.

MACON COUNTY.

Franklin Township: F Poindexter, D Malone, J H Addington, W M Penland.

Mill Shoal Township: H H Elmore, E H Franks, Jno T Berry.

Ellijay Township : R A Jacobs, Hosea Moses, W W Henry.

Sugar Fork Township: J D Russell, James Keener, W A Holbrook.

Blue Ridge Township: J W Wilson, G A Jacobs, S W Hill.

Smith's Bridge Township: L Howard, M L Kelley, E T Long.

Cartoogechaye Township: J M Gillespie, Albert Siler, W H Roane.

Nantihala Township: Zebedee Barnes, Jas Forrester, B Pagett.

Burningtown Township: P_{*}C Wilds, J W Welch, Daniel McCoy.

Cowee Township, A B Dalton, W F Potts, Thos Mashburn.

MADISON COUNTY.

Marshall Township: Lewis Peek, Jno B Nelson, Robt M Farnsworth, Barnett Fortner.

Pine Creek Township: Adolphus Pain, Wm Worley, Jackson Roberts.

Little Sandy Mush Township Henry Gilbert, M M Teague, Garrison Roberts.

Spring Creek Township: Jasper Ebbs, Wm Fleming, David R. Lusk.

Warm Springs Township: Peter Scism, Jacob Ottinger, Mack Rogers.

Big Laurel Township: Joseph B Goshnell, Alfred Davis, Stephen Wallen.

Shelton Laurel Township: Ephriam Hensley, Roderick Shelton, B T Chandley.

Gabriel Creek Township: Phillip Buckner, Isaac L Williams, Reuben Sams.

Middle Fork Township: Jas Metcalf, Henry L McLean, Nathan M Anderson.

West Fork Township: Sam'l Edwards, Chas L McPeters, Solomon G Brigman.

Upper Laurel Township: Wm B Anderson, Oliver Engish, Marion Marchbanks.

MARTIN COUNTY.

Hamilton Township: Henry B Roberson, Jno P Hyman, J A B Cooper, Justus Everett, H D Roberson.

Williamston Township: Stanly M Purrington, Simon P Everett, Simon D Ward, Joshua Everett.

Jonesville Township; DR Daniel, Jas B Lanier, Goodman Darden, NS Stallings.

MECKLENBURG COUNTY.

Charlotte Township: F A McNinch, J S Myers, R M White, Jno A Young, Walter Brem, D H Hill, W F Davidson, E K P Osborne, T L Vail, S H Hilton, H B Williams.

Clear Creek Township: T A Jerome, A C Flow, R H Henderson.

Crab Orchard Township: W H Taylor, Leander Query, J N Wallace.

Berryhill Township: L M McAlister, H D Stowe, J J Price.

Sharon Township: Oswald Alexander, H K Reid, Lo renzo Hunter.

Pineville Township: F C Harris, J H Elms, J T Downs, M L Wallace.

Providence Township: E M Matthews, J N Howie, A G Reid.

Steele Creek Township: F Lee Erwin, S A Caruthers, Thomas P Grier.

Deweese Township: D W Mayes, W A Sossoman, W P Williams.

Long Creek Township: Thos Gluyas, A M Barry, Thos Neal.

Paw Creek Township: A W Lowing, D B McCord, C L Gibson.

Lemley's Township: R A Torrence, B F Blythe, Jas N Wilson.

Morning Star Township: S B Smith, D M Fesperman, J W Hood.

Mallard Creek Township: RA McNeely, B H Garrison, N Gibbon.

MCDOWELL COUNTY.

Jamestown Township: B F Bracket. Jas M Robinson, Jno Bright.

Higgin's Township: A C Gardner, W C Tate, H C Bennett.

Dysartville Township: Jno H Patton, A B Higgins, Wm L Morrison.

Dobson Township: Isaac S Stacey, W A Connely, S P Burnett.

North Cove Township: R P Hollyfield, W A McCall, Jos Connely.

Marion Township: Henry Presnall, Jno P Cansler, Samuel M Silver, J H Gilkey.

Old Fort Township: E H Grant, Thos Y Greenlee, Jos B Burgin, R H Moore.

Crooked Creek Township: R M Burgin, A J Dula, Thos-Young Lytle.

Broad River Township: Benj Nisbett, Wm H Ledbetter, J H Garrison.

Sugar Hill Township: Joshua Hall, G W Crawford, Geo W Morgan.

MITCHELL COUNTY.

Bakersville Township: J C Howell, Wm Hickey, W J Buchanan, RobtlM Penland,

Snow Creek Township: Sam'l Blalock, B B Wesfalin, Wm Silver.

Grassy Creek Township: Jno C Blalock, D N Cox, Wm Holyfield.

Cranberry Township; Riley Pritchard, W Young, Alex Erwin.

Toe River Township: Wm Ollis, Sidney Conly, J C Keener.

Linville Township: Jason Hughes, Wm Burlison, Marcus Tuttle.

Little Creek Township: Chas Burlison, Jas W Ayres, T J Buchanan.

Red Hill Township: Thos B Garland, Adam Snow, S C Phillips.

Harrill's Township: Jonathan Buchanan, Carson Gouge, Joseph Street.

Hollow Poplar Township: Jno Peterson, Chas Byrd, Spencer Barret.

MONTGOMERY COUNTY.

Troy Township: B T Coggin, Isaac Suggs, Calvin J Cockrane.

Mt Gilead Township: D C McAulay, Jno R Scarborough, E S L Barringer.

Pee Dee Township: Thos C Ingram, John Bogan, C W Wooley.

Rocky Spring Township: Daniel J Ewing, Neill McCallum, A F Brush.

Little River Township: A P Leach, Willis Auman, David Allen.

Eldorado Township: B T Coggins, sr, A S Harris, Wm McAlister.

Hollingsworth Township: Martin Gillis, David McCauley, C J Bruton.

Uwharrie Township: J C Colton, John Calvin Morris, Jesse Mullinn.

Cheek's Creek Township: Jeremiah Luther, John G Skinner, P H Turner.

Ophir Township: Enoch Davis, Wm H Hurley, P C Sanders.

Hill Township: M M Leach, Martin Wright, William Auman.

MOORE COUNTY.

Carthage Township: J A Jackson, D P Shields, Murdock Ferguson, M M Fry.

Ben Salem Township: L B Currie, Neil Leach, Kenneth Matherson.

Thos Brown's Township: Peter Shamburger, John Howard, ET Williams.

Ritter's Township: W J King, Geo Purvis, Richard Street.

Jonesboro Township: Absalom Kelly, George W Avent, R M Brown, D B McIver, A H Cox.

Greenwood Township: Jno McNeil, Jno B Cole, H L Muse, H W Graham.

Thugard's Township: D S Byrd, Daniel Blue, Jno K McLean.

Packet Township: A M Wicker, Wm Arnold, Wm Mc-Leod.

Sand Hill Township: Malcolm McNeil, D C Blue, C W Shaw.

Jackson Spring Township: A M Black, James L Currie, M G McKenzie.

NASH COUNTY.

Castalia Township: Thos J Braswell, jr, James Harper, Wm T Taylor, James B H Boddie.

Griffin Township : James V Bunting, R F Drake, J V Avent.

Whitaker's Township: TP Braswell, SR Hilliard, AH Ricks, JW Thompson, WD Stokes, Berry Whitehead.

Stoney Creek Township: John E Lindsay, John R Green, W R Winstead.

Nashville Township: L W Hedgepeth, Edward W Wilcox, Elisha H Cockrill, John C Harper.

Cooper's Township: Thos R Batchelor, B H Vester, J J E Deans.

Manning's Township 'S C Edwards, Z R Hinton, James T Webb.

Ferrell's Township: J A G Kemp, Geo B Morgan J W Ballentine.

Bailey's Township: W B Winborne, D H Bunn, Westly Privett.

 ${}^{\rm J}{}$ ackson Township : A H Denton, N R Strickland, Thos Westray.

Rocky Mt Township: D W Winstead, J D Robbins, M B Williford, R C Tillery.

NEW HANOVER COUNTY.

Wilmington Township: Anthony Howe, Joseph C Hill, Thos M Smith.

City of Wilmington: E D Hall, Jno D Love, Solomon Bear, J C Millis, Jno S James, J L Cantwell, Henry Schulken, L H Bowden, Walker Meares, O G Parsley, jr, J M King, Jno C Koch, C D Myers, Henry Nutt, W W Harris, D G Worth, E A McQuigg.

Federal Point Township: Stephen D Keyes, Jno H Savage, Hosea L Horne.

Masonboro Township: Jno G Wagner, Joseph A Montgomery, Jno J Beasley.

Harnett Township: Jno A Holt, A A Moseley, Jno W Maffitt.

Cape Fear Township: Henry E Scott, James Cowan, A G Grady.

NORTHAMPTON COUNTY.

Gaston Township: Wm E Bradle, James W Grant, Joe G Lockhart.

Occoneechee Township: Thos W Mason, Thos C Parker, Jas L Linter.

Jackson Township: Isaac Peele, W S Copeland, John T Peebles.

Roanoke Township: Wm Grant, Andrew E Peele, Wm H Williams.

Rich Square Township: Henry C Edwards, John C Jacobs, Andrew J Harrell.

Wiccacanoe Township: Wm J Rogers, Wm H Parker, Jas L Lassiter.

Kirby Township: Joe A Garris, Wm J Edwards, E A Martin.

Seaboard Township: C C Dainiel, Alex H Reid, W J Maddrey, B D Stancill.

ONSLOW COUNTY.

Richland Township: E J Newbolds, S B Taylor, Harvey Cox.

Jacksonville Township: John Mashbourne, A J Murrill, Jas Gaines, Richard Canaday.

Stump Sound Township: Jno J Yopp, HE King, John Shepard.

Swansboro Township: J A Freshwater, T B Holland, L O Fonville, W P Ward.

White Oak Township: Noble Sommersville, S. L. Gerock, W. J. Monford.

ORANGE COUNTY.

Hillsboro Township: Calvih E Smith, Nathaniel D Bain, Alvis Durham, John M Blackwood, Lemuel Lynch. Little River Township: Sam'l H Jordan, Lambert W

Hall, Addison L Holden.

Mangum Township: A K Umstead, Geo W Jones, Robt F Webb.

Durham Township: W W Guess, D L Paschall, Robt D Patterson, D C Parish, M A Angier, Caleb B Green.

Patterson Township: Samuel H Turrentine, Gabriel A Barbee, Wm C Mason.

Chapel Hill Township: Chas W Johnson, Wm G Robson, Merritt Cheek, Jno H Watson.

Bingham Townsnip: D M Durham, Robt Long, T P Bradshaw.

Cedar Grove Township Wm W Allison, Wm T Tate, John Thompson.

PAMLICO COUNTY.

Township No 1: Brazella Halton, Jas Madison Reed, Alex C Brinson.

No 2 : Stephen D Lane, Tilman F Woodard, Jas O Baxter, Jas S Lane.

No 3: Eph H Riggs, Daniel B Hooker, Wm N Pugh, Freeman E Ives

No 4: Washington L Barnett, John Wm Watson, Jas Potter.

No 5: Robert B Hardison, John F Ritch, John B Martin.

PASQUOTANK COUNTY.

Elizabeth City Township: G W Cobb, Hugh Cale, Jabez Pritchard, R K Speed, G M Scott, W A Harney, F M Cook.

Newland Township: Edmund Doly, Wm Williams, Josiah R Etheridge.

Providence Township: Miles Whitehurst, Nixon Morgan, WS Temple.

Nixonton Township: Samuel J Halstead, Zenas Fearing, Eph Stanton.

Mount Hermon Township: Mark Gregory, Wm T White, Elisha Harris.

Salem Township: W F Thibby, James Perry, F M Godfrey

PENDER COUNTY.

Holden Township: Jno Lillington, Samuel P Hand, Robt T Sauders.

Union Township: H T Murphy, Jno D Powers, Jno E Rivenbark.

Columbia Township: G T Walker, Thos H W McIntyre, A C Ward.

Caswell Township: Henry C Register, James Thompson, J F Moore.

Lincoln Township: W J Bivens, Chas P Moore, Gratten Williams, L Southerland.

Rocky Point Township: A Gamburg, Dawson Durham, Thos J Armstrong.

Holly Township: R T Williams, W J Player, Eli H. Shiver.

Grant Township : A Lloyd, R K Bryan, C W McClammy.

PERQUIMANS COUNTY.

Hertford Township: H J Reed, Abram Bonner, Geo D Newby, Edwin Brace.

Bethel Township: W L Mardre, W M Fleetwood, Robt-S Pratt.

Belvidere Township: Elsbury W Riddick, Alphnso-White, Caleb Winslow.

Parkville Township: J H White, John Bennett, Wm. Nixon.

New Hope Township: Joseph Newby, J H Jacocks, Walter Lowry.

PERSON COUNTY.

Cunningham's Township; Samuel A Barnett, C H Richmond, Robt A Williams.

Olive Hill Township: W G Winstead, Jas M Burton, A J Hester.

Bushy Fork Township: J L Brooks, Jno G Coleman, James O Bradsher.

Flat River Township: Alex Reams, Henry Montgomery, Jas T Cates.

Raxboro Township: Jas T Critcher, J B Pleasants, Wm R Webb.

Wood Dale Township: E J Robertson, Jno A Barnett, Jeff J Brooks.

Halloways Township: Thos J Montague, E N Wilkerson, Thomas H Street.

Allensville Township: H W Harriss, L C Clayton, B A Thaxton.

Mt Tirzah Township: G G Moore, Groves Meadows, W T Noell.

PITT COUNTY.

Swift Creek Township: Calvin Stokes, Louis Wilson Fred Harding.

Chicod Township: Joseph Tucker, Geo W Venters, J J Laughinghouse.

Greenville Township: Jno J Cherry, Jno B Worsley, B W Brown, Richard Williams.

Bethel Township: Wm C Davenport, Reuben Mayo, Caswell Stancill, David C Moore, Godfrey Stancill.

Pactolus Township: Theo Keel, G W Mooring, W W Little.

Falkland Township: Willis R Williams, Allen Warren, Jno King.

Farmville Township: Jno B Nichols, B S Shepard, W A Barrett, James W May, E O McGowan.

Contentnea Township: J B Garris, Abram Cox, Caleb Cannon, sr.

POLK COUNTY.

Tryon Township: J D Morris, Jno Garrison, Wm E Mills.

Columbus Township: James H Arms, T G Ridings, Noah H Hill, David Foster.

Cooper's Gap Township: Louis Cowart, James Jackson, Thos Edgerton.

Mills Springs Township: Geo J Mills, Jos C Waldrop, J M Hamilton.

Green's Creek Township: Joberry Prince, Joseph Smawley, Robt McFarland.

RANDOLPH COUNTY.

Trinity Township: P C Welborn, W M Wilson, Mata Shaw.

New Market Township: Robt Coltrane, T C Fentress, Newton Newlin.

New Salem Township: J N Caudle, D P Cobb, Wm Branson.

Liberty Township: W P Fox, W J Burgess, A L Troy.

Columbia Township: Henry Craven, W H Foust, J W Staley.

Franklinsville Township: J W Bean, A S Horney, Hugh Parks.

Ashboro Township: R M Free, D W Porter, J E Walker, T M Moore.

Tabernacle Township: A B Finch, Jno Andrews, P Arnold.

Buck Creek Township: R M Walker, Alfred Bulla, Nathan Farlow.

Concora Township: Jno B Harney, W A Preno, B. W Steed.

Cedar Grove Township: Z A Lewellen, Nathaniel Steed, Jno W Ridge.

Grant Township: Jno Kemp, Ely A Craven, Henry Jones.

Pleasant Grove Township: H T Moffitt, Geo A Foust, J F Caviness.

Brower Township: Jno Brady, S E Teague, Jno E Albright.

Richland Township: Haman Miller, James B Burroughs, Alfred L Yow.

Union Township: Geo Auman, M H Cox, Labara Slack.

New Hope Township: O C Brewer, Jesse Lyndon, Jonathan Lassiter.

RICHMOND COUNTY.

Rockingham Township: Jno Shortridge, W P McDonald, A M McAuley, H C Hall.

Stewartsville Township: James M Graham, W H Mc-Laurin, Peter McRay, W H Murphy.

Laurel Hill Township: Gilbert M Patterson, Geo Mc-Millan.

Williamson's Township: Jno H Snead, Andrew J Brown Jesse Hargrave.

Mineral Springs Township: D H Gibson, Joshua Chappell, W D Townsend.

Black Jack Township: M J Thomas H C. Webb, C M Covington.

Wolf Pitt Township: H. S. Wade, Jno Graham, James McIntosh.

Beaver Dam Township: Jno C Terry, Jas L Yates, W W Graham.

Steele's Township: James T Bradley, Isaiah Ballard, W T Brookshire.

ROBESON COUNTY.

Alfordsville Township: Peter P McRae, Chas McRae, Jno H Morrison.

Blue Springs Township: Daniel Biggs, Thos M Watson, D P McEachiu.

Back Swamp Township: D C McIntyre, Daniel Buie, Neil Townsend.

Britt's Township: Giles P Floyd, Caleb Britt, J S Thompson.

Howellsville Township: A. H. Hodges, Shadwick Howell, J A Rozier.

Lumberton Township: Jesse Phillips, A W Fuller, W B Blake, J A McAllister.

Lumber Bridge Township: D S Johnson, W C McPhail, R W Kinlaw.

St. Paul Township: W H Fisher, Archibald Malloy, M N McIver.

Sterling's Mill Township: R R Barnes, John F Britt, E C Atkinson.

Smith's Township: Wm Stewart, Angus D Brown, A S Morrison.

Shoe Heel Township: Murphy McNair, B G Graham, B F McLean, Daniel McCornic.

Thompson's Township: Neil McCornic, Alex McLeod, J C McKellar.

Wishart's Township: Calvin Flowers, Eli Wishart, Bun-yan Stancil.

Burnt Swamp Township: D A Buie, F G Odum, Alex McIntyre.

White House Township: Calvin Williams, Archibald Thompson, A C Oliver.

ROWAN COUNTY.

Salisbury Township: Phillip Sowers, Asa Ribelin, Adam M Brown, Thos G Haughton, Dolphin A Davis, G Adolphus Bingham, Andrew Murphey.

Franklin Township: W R Fraley, Abner L Hall, Wm M Kincaid.

Unity Township: John A Bailey, John C O Graham, John Rice.

Scotch Irish Township: Jesse Powless, Joseph A Hawkins, John G Flemming.

Mt. Ulla Township: Stephen F Cowan, Jesse W Miller, John R Graham.

Atwell Township: Jos F McLean, Sam'l M Furr, John L Sloan, Wm T H Plaster.

Locke Township: Richard F Graham, sr, Wm F Watson, Chas H McKenzie.

Litaker's Township: Isaac S Linker, Phillip A Sloop, Iohn Sloop.

Gold Hill Township: Adam C Earnhardt, A W Klutts, Geo M Bernhardt, Frank H Mauney.

Morgan's Township: Willie Bean, John W Miller, M Green Morgan.

Providence Township: Henry Barringer, W B Klutts, David Barringer.

ROCKINGHAM COUNTY.

Leaksville Township: Constantine Osborne, John Q Roberts, Alex Smith, Jones W Burton (Leaksville.)

Stoneville Township: Henry Barnes, E P Barnes, Winston Kallum, Francis J Stone (Stoneville.)

Madison Township: James A Vernon, Henry McGehee, Z L Wall, T McWoodburn.

Huntsville Township: Wm Carter, R S Reynolds, R B Henderson.

New Bethel Township: Thos Cummings, HP Lomax, Jas Kallum.

Simpsonville Township: W P Hopkins, John Hutchison, Thos Moore.

Wentworth Township: Nathan Mobley, Wm M Ellington, P D McCallum.

Oregon Township: Walter Lander, R A Holderby, W S Carter.

Williamsburg Township: J W McDowell, Alfred Walker, Alexander J Jones, Hugh K Reid (Williamsburg).

RUTHERFORD COUNTY.

Rutherfordton Township: Jos A Smith, Jas M Toms, W L Huntley, Carter Burnett (Rutherfordton).

Green Hill Township: W B Wilson, J B Morris, A L Rucker.

Union Township: W P Abrams, Jason H McKinney, J A McCluer.

Sulphur Springs Township: H S Taylor, W A Tanner, W L Jones.

High Shoals Township: J J Camp, Henry Jenkins, L A Holland.

Colfax Township : T M Walker, B B Byers, A Harrill.

Cool Springs Township: A C Higgins, A W Harrill, Barney McMahon, J B Blanton (Cool Springs town).

Duncan's Creek Township: D D Martin, W M Packard, Thos Stroud.

Golden Valley Township: J M Mode, H C Rollins, Jno R Gamble.

Logan's Store Township: HB Wilson, Thos F Jones, Isaac N Biggerstaff.

Camp Grove Township: Wm Montieth, L L Deck, C C Goforth.

Morgan Township: TP Hemphill, AW Haynes, JW Morgan.

Chimney Rock Township: W M Henderson, Isaac M Frady, Henry Portman.

SAMPSON COUNTY.

Clinton Township: Langdon C Hubbard, R C Holmes, James M Moseley, William A Mathis.

Taylor's Bridge Township: Vann J McArthur, A R Herring, Edward C Smith.

Lisbon Township: Allen M Blackburn, Julian J Bronson, Amos J Johnson.

Franklin Township: James Stringfield, John A Corbett, Wm L Fennel.

Turkey Township: Walter P Moore, J D Blount, Luther R Carroll

Piney Grove Township: W M Clifton, W A Andrews, Amos Royal.

Westbrook Township: Hardy Daughtry, Uriah Hall, John E West.

Mingo Township: N B Barefoot, J C Draughon, Josiah Bagget.

Hall's Township: Howell H Cobb, David R Watson, Julius C Hobbs.

Dismal Township: David McKinnon, John C Williams, James R Maxwell.

Little Coharie Township: Wm Sessoms, Thomas B Hall, Murdock White.

Honeycutt's Township: Wm A Baggett, Marshall B Crampler, Isaiah Herring.

McDaniel's Township: Haywood Rick, Gaston Spell, John C Wright.

STANLY COUNTY.

Township No 1: B F Snuggs, H C Turner, T A Lowder.

No 2: M M Efird, J D Forest, M S Freeman, S S Stone.

No 3: Daniel Richer, Mumford Parker, Valentine Mauney.

No 4: Neelan Lofter, Miles Ritchey, Wm Moody. No 5: D E Green, Archibald Cauble, Eli Herrin.

No 6: Solomon Pless, Jonah M Hartsell, Calvin H Brooks.

No 7: S A Morton, J P Austin, I P Efird.

No 8: Church Carpenter, W F Crump, E W Davis.

STOKES COUNTY.

Meadow Township: Wm Neill, Joel Y Allen, Wilson B Vaughan, L F Smith.

Sauratown Township: W W Withers, Wyatt B Vaughau, W A Lash, jr.

Beaver Island Township: J P Dalton, M T Mitchell, C M Lashley.

Snow Creek Township: Samuel N Martin, J P Reid, Z S Alley.

Peter's Creek Township: W V Shelton, Frank L Moore Thos Martin.

Quaker Gap Township: M T Smith, James A Leak, J L Smith.

Yadkin Township: J M Rutledge, L E Grabs, J Q A King.

SURRY COUNTY.

Dobson Township; T B Hamlin, R F Wood, J M Gordon, Samuel A Waugh, (Dobson.)

Mt Airy Township: Robert S Gilmer, Isaac Armfield, John G Jones, James W Davis, (Mt. Airy).

Westfield Township: Lee Jessup, Joseph White, Caleb D Hill.

Pilot Township: John C Dodson, Abram Whitaker, F A Butner.

Rockford Township: John G Burns, S W Snow, M C Reeves.

Marsh Township: T F Anthony, Joseph Axon, Ira-Reece.

Hotel Township: J H Maxwell, D A Eldridge, A B Galloway.

Bryant Township: A H Kapps, F M Nixon, W H Wolf-Franklin Township: C C McNeil, Jackson Lowe, J M Armfield.

Starley Creek Township: Hasting Beamer, Francis Miller, Samuel Sandifer.

SWAIN COUNTY.

Oconalufty Township: WR Grant, HJ Beck, A Mingus.

Charleston Township: J C Cogdill, A P Gibson, M G Battle.

Nantahala Township: John Constant, W J Dehart, J L Thomason.

Tony's Creek Township: Daniel Lester, A B Welch, S A Monteith.

TRANSYLVANIA COUNTY.

Boyd's Township: Joseph M Orr, E B Clayton, A W Sitton.

Little River Township: S W Hamilton, J S Heath, J S Shuford.

Davidson's River Township: J T Brooks, E M Allison, J P Dever, B C Lankford.

Dunn's Rock Township: W S Lankford, B W Henderson, A J Loftis.

Cathey's Creek Township: D C Shuford, L W Brooks, J McAiken.

East Fork Township: Adolphus Garron, C M Gillespie, J D Galloway.

Gloucester Township: W P Galloway, W H Robertson John Owens, jr.

Hogback Township: T B Reed, B W Breedloe, G C Galloway.

TYRRELL COUNTY.

Columbia Township: J B Pinner, J G Brickhouse, M D L Newberry, Jas E Greaves.

Scuppernong Township: Henry P Alexander, Henderson Lewis, E Ransom.

Gum Neck Township: Jas W Swain, Ashber Jones, C E Tatem.

Alligator Township: Sybra Morris, W E Shillington, J B Combs.

South Fork Township: Thos B Myers, W C Woodley, Harrison Bateman.

UNION COUNTY.

Monroe Township: Jonathan Trull, Russell, Rogers, Leroy Secrest, S S McCauley, Abel Helms, L M Secrest.

Buford Township: Zachariah Yarborough, Thomas C Eubanks, Wm W Smith.

Jackson Township: Wm W Walker, John W Belk, Wm Crow.

Sandy Ridge Township: John H Gribble, A J Price, Thos L Cuthbertson.

Goose Creek Township: Thomas H Benton, John N Presson, Marcus E Crowell.

New Salem Township: J O Griffin, A D Howell, W A Austin.

Lane's Creek Township: Vachel T Cheers, Jacob S Little, J P Horne, Thomas W Griffin (Griffinsville).

WAKE COUNTY.

Barton's Creek Township: M H Ellen, R D Honeycutt R M Jones.

St Mary's Township: J G Andrews, W R Poole, Thos J Johns.

Buckhorn Township : L B Seagraves, W B Jones, M B Royester, G B Alford.

Cary Township: J P H Adams. C H Clark, P A Sorrell J R Page.

Cedar Fork Township: W H Fdwards, R O Bryant, A M Adams, T C Sears.

House's Creek Township: J D Hays, B A Perry, M Y Chappel.

Little River Township: P P Pace, T J Wiggs, Michael whitley.

Mark's Creek Township: H A Rhodes, Joseph Blake, John W Smith.

Middle Creek Township: D C Adams, J M Jones, J D Ballentine.

New Light Township: Caswell Ray, J W Thompson, W J Ward.

Neuse Township: Thos Yeargin, L M Green, R Walter Jeffreys.

Oak Grove Township: Jas Chandler, J T Nichols, Sol J Allen.

Panther Branch Township: W D Turner, Jas H Allen, Simeon Williams.

St Matthew's Township: Clinton W Williams. J Rowan Rogers, J A Temple.

Swift Creek Township: Allen Adams, J B Strain, L D Stephenson.

Wake Forest Township: J M Brewer, E E Gill, Hutsanel Watkins, M E Carver, J M Flemming.

White Oak Township: A M Betts, A C Council, Rufus Barbee, W F Utley.

City of Raleigh: C D Upchurch, W H Bledsoe, R G Dunn, W D Haywood, M Grausman, R W Best, B C Manly, M B Barbee, C B Root, W G Briggs, James D Pullen, John B Neathery, J C S Lumsden, Leroy G Bagley, J T Watts, Benj Parks.

WARREN COUNTY.

River Township: Alex Wright, Buckner Eaton, John R Boyd.

Haw River Township: W A Boyd, John M Brame, John O Drake.

Samuel Bobbitt.

Smith's Creek Township: R F Rose, John Read, Jas T Russell.

Nut Bush Township: Thos P Paschall, John H Bullock, B M Collins, D B Kimball (Manson).

Sandy Creek Township: Wilson Hicks, Solon Southerland, Jos B Jones.

Shocco Township: Eugene Thorn, R W Alston, Jonas G Williams.

Fishing Creek Township: Wm Brehon, P G Alston, sr, T J Pitchford.

Judkins' Township: Landon C Johnson, John W Riggan, C M Cook.

Warrenton Township: Mansfield Thornton, W G Plummer, B D Williams, R H Ford, H B Hunter, R G Moore, Six Pound Township: Horace Palmer, Richard Wright,

WASHINGTON COUNTY.

Plymouth Township: William J. Bowen, Bryant Bennet, Asa M Johnston, (Plymouth) Samuel W Latham, Jas F Norman.

Lee's Mill Township: Cleophas W Swain, Isaac T Hassell, Wm R Chesson.

Skinnersville Township: Julius Howell, L M Phelps, Thos J Norman

Scuppernong Township: Alex Armstrong, Joseph H Snell, Dempsey Spruill, Joshua B Davenport.

WATAUGA COUNTY.

Boone Township: J M Brown, William H Duggar, W F Shull, D B Daugherty, (Boone Town).

Ball Monntain Township: John J L Church, Hugh A Dobbin, A F Davis.

Blue Ridge Township: A W Penley, F F Hendrix, Jordan Cook.

Blowing Rock Township: Wesley W Sherrill, Wm Elrod, Leonard W Estes.

Beaver Dam Township: Marion Wilson, Jacob Haguman, Dudley Farthing.

Cove Creek Township: James C Lewis, T P Adams, Hiram McBride.

Elk Creek Township : Isham Calloway, Lewis Hartley, J R Hodges.

Laurel Creek Township: M C Harman, Benjamin Greer, L W Farthing.

Meat Camp Township : Harvey A Davis, Alfred Moretz, John Ragan.

Stony Fork Township: J R Norris, Joseph Brown, D B Wagoner.

Watauga Township : J W McClaird, C J Coffey, Henry Taylor.

Shouneehau Township: G W Brown, Wm Voncanon, Geo W Duggar.

WAYNE COUNTY.

Goldsboro Township: Henry B Ham, Nathan Boyett, E Arnold Wright, James W Gullick, Ed Griswold, John Slocum, G W Collier.

Stoney Creek Township: W P Holland, T A Granger, Daniel R Thompson.

Nahunta Township: W E Fountain, Jesse T Aycock, Fred I Beckton, James H Barnes.

Great Swamp Township: J M Perkins, Jesse Hooks, Z L M Peacock.

Pikeville Township: J T Dees, Stephen F Blow, Albert Aycock.

Saulston Township: W H Speight, Leonard Lewis, Berry Parks.

New Hope Township: John W Isler, Thomas W Uzzell, John I Herring.

Indian Springs Township: John A Kornegay, John P Cobb, Wm B Whitfield.

Brogden Township: D E Stephens, Stephen W Hallowell, Wm B Bowden, L G Pearsall.

Grantham Township: Geo M Bridgers, C J McCullen, Richard Rayner.

Fork Township: Hillory Hastings, Willis H Brogden, Boaz F Hooks.

WILKES COUNTY.

Edwards Township: James M Gambrell, J I Parks, F A Harris.

Trap Hill Township: James McCann, jr, J F Gentry, Wesley Joins.

Walnut Grove Township: Johnston Cordill, W McAbsher, Thos Joins.

Rock Creek Township: Spencer Blackburn, WF Ward, James D Hunt.

Mulberry Township: F M Adams, Charles N Hunt, A B Dancy.

Union Township: D F Shephard, A A Whittington, R W Colvard.

Reddie's River Township: J A Crysell, J F Finley, G F McNeil.

Lewis Fork Township: J W Church, Alfred Proffitt, A M Church.

Job's Cabin Township: Randolph Vernoy, Jefferson Church, Lindsey Triplett.

Elk Township: Geo W Hendrix, J C Land, W F Hendrix.

Beaver Creek Township : Pickens Carlton, E K Walsh, E B Phillips.

Wilkesboro Township: T J Gilreath, W H Hubbard, S J Jennings, R F Hackett.

Summers' Township: William Cooper, L W Lumsford, Alfred Warren.

Fishing Creek Township: Elisha Parker, W B Transon, A Rosseau.

Lovelass Township: W H Summers, T C Parks, Geo W Hayes.

Bushy Mountain Township: E E Herndon, John T Purlier, James Mitchell.

New Castle Township: R W Wooten, Geo W Sale, J C Armstrong.

Antioch Township: Enoch Staley, James H Foote, F C Parks.

WILSON COUNTY.

Wilson Township: F W Barnes, M J Edwards, T C Davis, Calvin Barnes, Robert J Taylor.

Gardner's Township: T B Bridgers, Cofield Barnes, Jesse M Taylor.

Stantonburg Township: Washington Barnes, J T Graves, D G W Ward, Henry M Thompson.

Taylor's Township: Wiley Farmer, TJ Eatman, Joseph Farmer.

Black Creek Township: Jonathan Tomlinson, A G. Brooks, Nathan Bass, W R Newsome.

Cross Roads Township: Jesse Lucas, D A Scott, Peter L Barnes.

Spring Hill Township: Wm Watson, Jesse Kirby, Simon Barnes.

Saratoga Township: Seth H Tyson, Ben A Howard, T R Eagles, Albert Felton.

Old Fields Township: Larry B Boyette, A B Boykin, J F Eatman.

Toisnot Township: J H Barclay, W W Flowers, J W Crowell, M MaWilliams.

YADKIN COUNTY.

Booneville Township; T D Cartwright, J M Speer, J R Spencer.

Knobs Township: Benj Sparks, J N Vestal, J D Holcomb, J S Claywell (Jonesville).

Buck Shoals Township: J S Tulburt, J M Burgess, A N Tomlin.

Deep Creek Township: J B Holcombe, W S Arnold, Miles H Long.

Liberty Township: W B Joyner, J G Reavis, W S Macy, J R Nance (Yadkinsville).

Forbush Township: F M Lakey, Thomas Long, J C Conrad.

Little Yadkin Township: P C Jones, J R Houzer, P S Hunt.

East Bend Township: T F Matthews, J W Flemmig, Azariah Horne.

Fall's Creek Township: C H Adams, G Z Poindexter, J D Hobson.

YANCEY COUNTY.

Burnsville Township: L H Smith, L C Robinson, D A Angel.

Cane River Township: M P Hampton, W A McClelland, D M Ray.

Egypt Township: Isham Fender, Robert Lewis, L S Phillips.

Ramsey Town Township: C R Byrd, Daniel Miller, J W Peak.

Jack's Creek Township: W A Peterson, Malcom McCurry, sr, E M Honeycutt.

Brush Creek Township: G B Woody, W H Deaton, Jeremiah Hughes.

Crabtree Township: J W Higgins, John Cox, J C Griffith.

South Toe Township: Jason Ballon, Wm Hutchins, George Robinson.

Pensacola Township: Leander Ray, William Allen, M P Ray.

We therefore declare that the above named persons, having each received a majority of the votes cast in each House of the General Assembly, have been duly elected Justices of the Peace for their respective townships and counties as above set forth, all of which is respectfully reported.

COKE, SANDIFER, Tellers for the Senate.

ROSE, CLARKE of Craven, Tellers for the House.

Ou motion, the House adjourned until 3 o'clock this afternoon.

AFTERNOON SESSION.

Saturday, March 10th, 1877.

The House was called to order at 3 o'clock.

Mr. Speaker Price in the chair.

S. B. 711, H. B. 770, a bill to be entitled an act to incorporate the Suffolk & Albermarle Sound Railroad Company, passed its second and third readings and was ordered to be enrolled for ratification.

Messrs. Ardrey and Geoffroy asked leave to record their votes in the affirmative on the resolution in favor of the Clerk of the House, passed this morning, and leave was granted.

S. B. 835, H. B. 890, a bill to be entitled an act to provide an asylum for the colored insane of the State, passed its second reading.

On the third reading of the bill, Mr. Johnston, of Washington, demanded the ayes and noes.

The call was not sustained, and the bill then passed its third and final reading and was ordered to be earolled for ratification.

S. B. 839, H. B. —-, a bill to be entitled an act to organize the State Guard, was put on its passage.

Mr. Ransom moved to indefinitely postpone, but subsequently withdrew his motion.

Mr. McBrayer demanded the previous question, and the main question was ordered.

On the passage of the bill on its second reading, Mr. Bagley called for the ayes and noes.

The call was sustained and the bill passed its second reading by the following vote:

Affirmative-Messrs. Allen, Ardrey, Austin, Bledsoe,

Brown, Carter of Buncombe, Clark of Bladen, Cobb, Council, Fagan, Fennell, Gaither, Geoffroy, Harris, Henderson, Jarvis, Johnston of Washington, Lindsay, McBrayer, McCubbins, McGehee, McIver, McLean, Maddrey, Moring, Morris, Moseley, Powell, Ransom, Richardson, Roberts, Rush, Sams, Sharpe, Shotwell, Singeltary, Simpson, Staples, Wilson of Burke and Winslow—40.

Negative—Messrs. Abbott, Aycock, Bagley, Bryant, Carter of Warren, Cooper, Crews, Davis of Haywood, Duggan, Hartsell, Haynes, Hill, Hood, Houk, Hughes, Johnson of Warren, King, Lloyd, McClure, McRae, Moye, Ormond, Peel, Purnell, Reynolds, Rowland, Russell, Scott, Simmons, Swaim, Ward of Chowan, Ward of Bertie, Wilson of New Hanover and Wilson of Transylvania—34.

The question was on the passage of the bill on its third reading.

Mr. McBrayer demanded the previous question on its final passage, and the main question was ordered.

Mr. King called for the ayes and noes on the third reading of the bill.

The call was sustained, and the bill passed its third and final reading by the following vote, and was ordered to be enrolled for ratification:

Affirmative—Messrs. Ardrey, Austin, Bledsoe, Brown, Carter of Buncombe, Clark of Bladen, Cobb, Fagan, Gaither, Geoffroy, Harris, Henderson, Horton, Jarvis, Johnston of Washington, Kenan, Lindsay, McBrayer, McCubbins, McGehee, McIver, McLean, Maddrey, Moring, Morris, Pinnix, Powell, Ransom, Roberts, Ryals, Sharpe, Singeltary, Smith, Staples, Wilson of Burke and Winslow—36.

Negative—Messrs. Allen, Bryant, Carter of Warren, Cooper, Crews, Davis of Haywood, Duggan, Hartsell, Haynes, Hill, Hood, Houk, Johnson of Warren, King, Lloyd, McClure, McRae, Moye, Ormond, Peel, Reynolds, Rogers, Rowland, Russell, Scott, Simmons, Ward of Chowan, Ward of Bertie, Wilson of New Hanover and Worth—30.

S. R. 899, H. R. 200, a resolution in favor of the clerks and employees of the Senate, was taken up.

Mr. McLean offered the following amendment:

Strike out "one hundred and fifty" in regard to Mr Furman, and insert "one hundred."

The amendment was adopted.

Mr. Scott also offered the following which was adopted:

Amend by adding "Peter M. Wilson, Assistant Clerk, one hundred dollars."

Mr. Ormond moved to lay the resolution on the table.

The motion did not prevail.

The resolution, as amended, then passed its second and third readings and was ordered to be sent to the Senate, for concurrence, without engrossment.

S. R. 892, H. R. —-, a resolution in favor of the clerks to the committee on nominations of Justices of the Peace, was put on its passage.

Mr. Roberts offered the following amendment:

Amend by adding the name of R. P. Howell for one, at \$3; also amend, by adding that the two clerks first mentioned shall receive \$4 per diem.

The amendments were both adopted.

Mr. Purnell moved to amend by striking out \$50 to W. V. Clifton, and the amendment was accepted.

Mr. Ormond moved to lay the resolution on the table, and on that motion demanded the ayes and noes.

The call was not sustained, and the motion to table did not prevail.

On the passage of the resolution, on its second reading, Mr. Ormond demanded the ayes and noes.

The call was not sustained, and the resolution, as amended, passed its second reading.

The question was upon the third reading of the resolution, upon which Mr. Ormond demanded the ayes and noes.

The call for the ayes and noes was not sustained.

An amendment sent forward by Mr. Carter, of Warren, was rejected, and the resolution then passed its third and final reading, and was ordered to be sent to the Senate for concurrence without engrossment.

S. B. 765, a bill to prohibit the sale of intoxicating liquors or bitters within two miles of Franklin, Macon county, passed its second and third readings, and was ordered to be enrolled for ratification.

H. B. 845, a bill to be entitled an act concerning the maintenance of lunatics outside of the Lunatic Asylum, was taken up on its second reading.

Mr. Henderson called the previous question on the passage of the bill.

The call was sustained and the main question ordered.

On the passage of the bill on its second reading, Mr. Ormond demanded the ayes and noes.

The call was sustained and the bill passed by the following vote:

Affirmative—Messrs Ardrey, Austin, Aycock, Brown, Carter of Buncombe, Cobb, Cooper, Council, Dunlap, Fagan, Gaither, Harris, Henderson, Houk, Hughes, Jarvis, Johnston of Washington, Lindsay, McBrayer, McCubbins, McGehee, McLean, McClure, Maddrey, Moring, Morris, Moseley, Moye, Parish, Peel, Powell, Proffitt, Ransom, Richardson, Roberts, Rush, Ryals, Sams, Sharpe, Singeltary, Simpson, Smith, Staples, Swaim, Wilson of Burke, Wilson of Transylvania, Winslow and Worth—48.

Negative—Messrs. Allen, Abbott, Bagley, Bledsoe, Bryant, Cale, Carter of Warren, Crews, Duggan, Haynes, Hill, Hood, Johnson of Warren, King, Lloyd, McRae, Ormond, Purnell, Reynolds, Rogers, Rowland, Russell, Scott, Simmons, Ward of Chowan, and Ward of Bertie—27.

The question was on the passage of the bill on its third reading.

Mr. Henderson demanded the previous question.

On the call for the previous question Mr. Bagley demanded the ayes and noes.

The call was sustained and the main question ordered by the following vote:

Affirmative—Messrs. Abbott, Ardrey, Austin, Aycock, Brown, Carter of Buncombe, Cobb, Cooper, [Council,] Dunlap, Fagan, Fennell, Gaither, Harriss, Henderson, Hughes, Jarvis, Johnston of Washington, Kenan, Lindsay, McBrayer, McCubbins, McGehee, McClure, Maddrey, Moring, Morris, Moseley, Parish, Peel, Powell, Proflitt, Ransom, Richardson, Roberts, Rush, Ryals, Sams, Sharpe, Singeltary, Simpson, Smith, Staples, Swaim, Wilson of Burke, Wilson of Transylvania, Winslow, Worth and Yount—49.

Negative—Messrs. Allen, Bagley, Bryant, Cale, Carter of Warren, Clark of Bladen, [Council,] Crews, Duggan, Haynes, Hood, Johnson of Warren, King, Lloyd, McRae, Moye, Ormond, Purnell, Reynolds, Rogers, Russell, Scott, Simmons, Ward of Chowan, Ward of Bertie, Williamson and Wilson of New Hanover—27.

Mr. Bledsoe moved to lay the bill on the table, and the motion did not prevail.

Mr. King sent forward an amendment which was rejected.
On the final passage of the bill Mr. Bagley demanded the ayes and noes.
•

The call was not sustained, and the bill then passed its third reading and was ordered to be sent to the Senate without engrossment.

S. B. 747, H. B. 788, a bill to be entitled an act to amend chapter 1 of the act ratified March 17th, 1875, was taken up, and, on motion of Mr. Clark, of Bladen, laid on the table.

Mr. Powell moved to adjourn, and the House refused to adjourn.

A message was received from the Senate transmitting Senate amendments to H. B. 626, S. B. 798, a bill to prevent the hauling of seines in the waters of Tar River upon certain days, and asking concurrence in the same.

On motion of Mr. Bledsoe, concurrence was had, and the bill ordered to be enrolled for ratification.

S. R. 8, H. R. 204, resolution raising a committee to examine the accounts of the State Treasurer, passed its second and third readings and was ordered to be enrolled for ratification.

The Senate amendments to H. B. 891, S. B. 591, a bill to be entitled an act to authorize the commissioners of Hillsboro to sell the Academy lots in said town, were concurred in and the bill ordered to be enrolled for ratification.

S. B. 632, H. B. 798, a bill to be entitled an act to give proper publicity to legal notices requiring to be advertised, was taken up, and, on motion of Mr. Kenan, laid on the table.

H. B. 499, a bill to extend the charter of the North Carolina Border Railroad Company, passed its second and third readings and was ordered to be engrossed and sent to the Senate.

S. B. —, H. B. 895, an act supplemental to an act to divide the State into nine Judicial Districts, passed its second and third readings and was ordered to be enrolled for ratification.

A message was received from the Senate transmitting S. R. 931, resolution in favor of W. V. Clifton, which, on motion of Mr. ———, was laid on the table.

A message was also received from the Senate informing the House that the Senate had concurred in the House amendments to resolutions in favor of the employes of the Senate, and for the benefit of the clerks to the committee on Justices of the Peace, and had ordered the same to be enrolled for ratification.

A message was announced from the Senate transmitting

Senate amendments to H. B. 165, S. B. 896, a bill to alter the Constitution of North Carolina, changing the time of the commencement of the Governor's term of office, asking concurrence in the same, and, on motion of Mr. Henderson, the House refused to concur and a message to that effect was sent to the Senate.

S. B. 121, H. B. 847, a bill concerning paupers in the several counties of the State, passed its second and third readings and was ordered to be enrolled for ratification.

A message was announced from the Senate transmitting S. B. 930, H. B. 897, an act supplemental to an act to establish courts inferior to the Superior Court, (?) to be styled Inferior Courts, without engrossment, which was put on its passage.

Mr. Russell offered an amendment which was subsequently withdrawn.

The bill passed its second and third readings and was ordered to be enrolled for ratification.

S. B. 628, H. B. 893, a bill to be entitled an act to prohibit the sale of intoxicating liquors in two miles of the Orphan Asylum, in Granville county, passed its second and third readings, and was ordered to be enrolled for ratification.

H. R. 174, resolution in favor of D. R. Goodloe, commissioner to take depositions in the case of Geo. W. King against H. W. Carter, passed its second and third readings and was ordered to be sent to the Senate without engrossment.

By consent, Mr. Carter, of Buncombe, introduced a resolution allowing employes of the House \$25 each, which was placed on the calendar.

S. B. 818, H. B. 833, a bill supplemental to an act of the present session to make all outside and division banks, &c., a lawful fence, passed its second reading.

Mr. Wilson, of New Hanover, offered the following amendment:

Amend by striking out "five" and inserting "four feet."

The amendment was adopted and the bill, as amended, passed its third and final reading and was ordered to be sent to the Senate for concurrence without engrossment.

S. B. 779, H. B. 795, a bill to be entitled an act to amend section 1, chapter 6, laws of 1870-'71, passed its second and third readings and was ordered to be enrolled for ratification.

On motion of Mr. Moye, the House adjourned until 8 o'clock to-night.

EVENING SESSION.

SATURDAY, March 10th, 1877.

The House was called to order at half-past 7 o'clock.

Mr. Speaker Price in the chair.

S. R. 762, H. R. 193, a resolution in favor of H. L. Watson, tax collector of Johnston county, passed its second and third readings and was ordered to be enrolled for ratification.

H. R. 151, S. R. 704, a resolution concerning the Albemarle & Chesapeake Canal Company, was taken up.

The question was on the Senate substitute to the resolution.

Mr. Staples sent forward the following amendment to the Senate substitute:

"Amend by striking out '1870,' and insert from the organization of said company."

"After the word 'necessary' in the 14th line of the first

section of the resolution, insert the following: "It shall be the duty of the Attorney General to investigate the affairs of the said company from the year 1870 up to the time of such investigation, ascertaining the amount received, from what sources and the amount expended, and for what purpose, together with a full examination of the condition of the debts of said company, for what purpose created and to whom due, and to the end that the affairs of the said company may be fully examined into and the State furnished with such information concerning the operation of said company, the value of its interest therein, as will enable the Legislature to place a proper estimate upon it when it is deemed advisable to dispose of the same. The Attorney General is hereby authorized and empowered to send for persons and papers and examine witnesses under oath, and the evidence shall be reduced to writing and reported to the next General Assembly at its next meeting. The Attorney General may employ a clerk, if necessary, at a cost not exceeding two dollars per day. The Attorney General may conduct such investigation in Raleigh, or at such other place or places as to him may seem best. He shall be allowed his actual expenses incurred in the investigation. And the Treasurer of the State is authorized to pay the same upon the approval thereof by the Governor, together with the expenses of clerk hire in case one shall be employed."

"Amend further, by striking out the word 'Governor' wherever it appears."

"Amend the language of the resolution so as to conform to the copy." (?)

The amendment was adopted.

The question was on concurrence in the Senate substitute, as amended, and concurrence was had and a message ordered to be sent to the Senate informing that body of the same.

By consent, Mr. Parish introduced a resolution which was put on its passage, passed its second and third readings and was ordered to be sent to the Senate without engrossment.

S. B. 729, H. B. 717, a bill to be entitled an act in relation to the State and Supreme Court Libraries, was taken up.

The question was on the adoption of the amendment offered by the committee and the amendment was adopted.

A division being called for, on the passage of the bill on its second reading, no quorum voted.

On motion of Mr. Bagley the bill was laid on the table.

A message was received from the Senate transmitting S. R. 945, a resolution in favor of W. V. Clifton, and asking concurrence therein.

Mr. Johnson, of Warren, sent forward an amendment, but, on motion of Mr. Roberts, the resolution was laid on the table.

A message was received from the Senate informing the House that the Senate had concurred in House amendments to S. B. 818, H. B. 833, and had ordered the same to be enrolled for ratification.

A message was also received from the Senate transmitting S. B. 921, a bill to repeal chapter 151, Laws of 1874-'75, which was read by its title and placed on the calendar; also informing the House that the Senate had concurred in H. R. 194, S. R. 850, a resolution to adjourn "sine die" on March 12th at 12 m, and had ordered the same to be enrolled for ratification;

S. B. 921, a bill to repeal chapter 151, Laws of 1874'-75, was taken up on its second reading, passed without objection, went to its third reading passed and was ordered to be enrolled for ratification.

A message was announced from the Senate transmitting S. R. 941, a resolution to print and distribute certain copies of the acts of 1876-777.

The resolution was put on its passage, passed its second and third readings and was ordered to be enrolled for ratification. S. B. 638 passed its second reading. On the third and final reading of the bill the ayes and noes were demanded.

The call was sustained and the bill passed by the following vote and was ordered to be enrolled for ratification:

Affirmative—Messrs. Abbott, Allen, Austin, Aycock, Bagley, Brown, Bryant, Cale, Carter of Buncombe, Carter of Warren, Clark of Bladen, Cobb, Cooper, Council, Crews, Davis of Haywood, Dunlap, Fagan, Harris, Haynes, Hood, Houston, Houk, Hughes, Jarvis, Johnson of Warren, Kenan, King, Lloyd, McBrayer, McGehee, McRae, Moring, Morris, Moye, Ormond, Parish, Peel, Purnell, Ransom, Reynolds, Richardson, Roberts, Rowland, Rush, Russell, Ryals, Sams, Scott, Sharpe, Simpson, Smith, Staples, Ward of Chowan, Ward of Bertie, Williamson, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow, Worth and Yount—63.

Negative-None.

S. B. 802, H. B. 899, a bill to be entitled an act to authorize the proper authorities of Alamance to list, assess and collect taxes out of the North Carolina Railroad and Richmond & Danville Railroad Companies, was taken up on its second reading.

Mr. Purnell moved that the bill be laid on the table, and upon which motion Mr. Henderson demanded the ayes and noes.

The call was sustained and the following vote was had:

Affirmative—Messrs. Allen, Bagley, Bryant, Cale, Carter of Warren, Cobb, Duggan, Fagan, Haynes, Johnson of Warren, Kenan, McGehee, McRae, Purnell, Reynolds, Rogers, Ward of Chowan, Ward of Bertie and Wilson of New Hanover—22.

Negative—Messrs. Abbott, Ardrey, Austin, Aycock, Brown, Carter of Buncombe, Cooper, Dunlap, Harriss, Hartsell, Henderson, Hood, Horton, Houk, Hughes, Jarvis, Lloyd, McBrayer, McCubbins, Morris, Moseley, Moye, Ormond, Parish, Peel, Ransom, Rowland, Rush, Russell, Scott, Sharp,

Simpson, Smith, Staples, Swaim, Williamson, Wilson of Burke, Wilson of Transylvania, Winslow, Worth and Yount —38.

The Speaker announced that there was no quorum voting. Mr. Purnell demanded a call of the House.

The call was had and the following gentlemen answered to their names:

Messrs. Allen, Abbott, Ardrey, Austin, Ayeock, Bagley, Brown, Bryant, Cale, Carter of Buneombe, Carter of Warren, Clark of Bladen, Cobb, Cooper, Council, Crews, Duggan, Dunlap, Fagan, Harriss, Hartsell, Haynes, Henderson, Hill, Hood, Horton, Houk, Hughes, Johnson of Warren, Kenan, Lloyd, MeBrayer, McGehee, MeLean, McRae, Moring, Moseley, Moye, Parish, Peel, Purnell, Ransom, Reynolds, Richardson, Rogers, Rowland, Rush, Russell, Sams, Scott, Sharpe, Simmons, Singeltary, Simpson, Smith, Staples, Swaim, Ward of Bertie, Williamson, Wilson of Burke, Wilson of New Hanover, Wilson of Transylvania, Winslow, Worth and Yount. Present, 66.

A quorum being present, Mr. Purnell renewed his motion to lay on the table, and upon which, Mr. Henderson called for the ayes and noes.

The eall was sustained, and the House refused to table by the following vote:

Affirmative—Messrs. Allen, Bagley, Bryant, Cale, Carter of Warren, Cobb, Council, Crews, Duggan, Hill, Johnson of Warren, Lloyd, McGehee, McLean, Purnell, Reynolds, Rogers, Ward of Chowan, Ward of Bertie, and Wilson of New Hanover—20.

Negative—Messrs. Abbott, Ardrey, Austin, Aycock, Brown, Carter of Buncombe, Clark of Bladen, Cooper, Dunlap, Fagan, Fennell, Harriss, Hartsell, Haynes, Henderson, Hood, Horton, Houk, Hughes, Kenan, King, McBrayer, McCubbins, McRae, Moring, Morris, Moseley, Moye, Ormond, Parish, Peel, Ransom, Richardson, Rowland, Rush, Russell, Sams, Scott, Sharpe, Singeltary, Simpson, Smith, Staples, Swaim,

Wilson of Burke, Wilson of Transylvania, Winslow, Worth and Yount—49.

The question was upon the passage of the bill on its second reading.

Messrs. Austin and Cobb gave notice that they would explain their votes.

The bill then passed its second reading by the following

vote:

Affirmative—Messis. Allen, Abbott, Austin, Aycock, Brown, Carter of Buncombe, Clark of Bladen, Cooper, Dunlap, Fagan, Fennell, Harriss, Hartsell, Haynes, Henderson, Hood, Horton, Houk, Hughes, Kenan, King, Lloyd, McBrayer, McCubbins, McRae, Moring, Moseley, Moye, Ormond, Parish, Peel, Ransom, Richardson, Rowland, Rush, Russell, Sams, Scott, Sharpe, Singeltary, Simpson, Smith, Staples, Swaim, Williamson, Wilson of Burke, Wilson of Transylvania, Winslow, Worth and Yount—50.

Negative—Messrs. Bagley, Bryant, Carter of Warren, Cobb, Duggan, Johnson of Warren, McGehee, McLean, Morris, Purnell, Reynolds, Rogers, Ward of Chowan, Ward of Bertie—14.

Mr. Worth moved that the bill be put on its third and final reading.

The Speaker decided the motion out of order.

From the decision of the chair Mr. Worth appealed to the House.

The question was "shall the decision of the Speaker stand as the order of the House?" On a division the ruling of the chair was sustained.

S. B. 302, H. B. 619, a bill to be entitled an act for the encouragement of the watering place at White Sulphur Springs, in Surry-county, was taken up.

On motion of Mr. McLean, the bill was laid on the table. Mr. Ormond moved to adjourn, and the motion did not prevail.

Mr. Staples moved to reconsider the vote by which H. B.

605, a bill to be entitled an act to allow distillers of spirituous liquors to sell the products of their stills in the town of

Mt. Airy, passed.

Reconsideration was had and the question being on the passage of the bill, on its third reading, it passed by the following vote, and was ordered to be engrossed and sent to the Senate:

Affirmative—Messrs. Bagley, Cale, Carter of Warren, Cobb, Cooper, Council, Duggan, Fagan, Gaither, Harriss, Hartsell, Haynes, Henderson, Hill, Hood, Kenan, King, Lloyd, McCubbins, McGehee, McLean, McRae, Moring, Morris, Ormond, Purnell, Ransom, Reynolds, Richardson, Roberts, Rowland, Russell, Sharpe, Simpson, Staples, Ward of Bertie, Wilson of Burke and Yount—38.

Negative—Messrs. Austin, Dunlap, Fennell, Horton, Houk, Hughes, Johnson of Warren, Leach, Moseley, Moye, Peel, Sams, Scott, Simmons, Singeltary, Smith, Swaim, Ward of Chowan, Williamson, Wilson of New Hanover, Winslow and Worth—22.

Mr. Crews, by consent, introduced a resolution of thanksto the Speaker of the House, which was put on its passageand unanimously adopted by a rising vote.

Mr. McLean moved to take from the table a resolution in favor of W. V. Clifton, an employee of the Senate.

Upon which motion Mr. Ormond demanded the ayes and noes.

The call was not sustained, and the motion of Mr. McLean did not prevail.

Mr. Cobb asked that Messrs. Harris and McLean be added to the committee on enrolled bills, and the gentlemen were so appointed by the Speaker.

A message was received from the Senate transmitting S-B. 793, a bill to incorporate the Wilmington & New River Steam Navigation Company, which was placed on the calendar, and also informing the House that the Senate refused to concur in the House amendments to the Senate substitute to

H. R. 151, S. R. 704, a resolution concerning the Albemarle & Chesapeake Canal Company.

A motion of Mr. Kenan to recede from the amendments referred to in the message was withdrawn.

On motion of Mr. Staples, the House refused to recede.

S. R. 452, H. R. 159, a resolution authorizing the Governor to offer a reward for the arrest of Tilman Cranford, passed its second and third readings and was ordered to be enrolled for ratification.

Mr. Ormond moved to adjourn until 9 o'clock Monday morning.

Mr. Houk moved to amend by saying $11\frac{1}{2}$ o'clock Monday morning.

Mr. McBrayer moved to amend by saying 9½ o'clock.

Mr. McBrayer's amendment was lost.

Mr. Houk's amendment prevailed, and the House then adjourned until half-past eleven o'clock Monday morning.

EIGHTY-FIRST DAY.

House of Representatives,

Monday, March 12th, 1877.

The House was called to order at half-past eleven o'clock. Mr. Speaker Price in the chair.

On motion of Mr. McLean, the reading of the journal of vesterday was dispensed with and the journal approved.

The following bills and resolutions, reported as correctly enrolled by the committee on enrolled bills, were duly ratified by the Speaker of this House:

- S. B. 870, H. B. 852, an act supplemental to an act to divide the State into nine Judicial Districts and for other purposes;
- H. R. 190, S. R. 867, resolution to request the Judge of the Circuit Court of the United States to revoke or suspend the order appointing a receiver, &c.;
- S. B. 890, H. B. 856, an act supplemental to an act to establish a Department of Agriculture, Immigration and Statistics;
- H. B. 451, S. B. 827, an act to amend chapter 152, public laws of 1874-'75;
- S. B. 761, H. B. 800, an act supplemental to and explanatory of an act to provide for the speedy completion of the Western North Carolina Railroad, passed at the present session of General Assembly;
- H. B. 461, S. B. 826, an act to incorporate the town of Vanceboro, in the county of Craven;
- S. B. 730, H. B. 809, an act to provide the means for the government of the State penitentiary;

H. B. 758, S. B. —, an act to incorporate the Statesville and Taylorsville Road Locomotive and Transportation Company;

S. B. 694, H. B. 765, an act to change the time of holding the municipal elections of the town of Elizabeth City;

H. B. 669, S. B. —, an act to prohibit the sale of spirituous liquors within two miles of Union Church and Morrison Church, in the county of Macon;

H. B. 673, S. B. 843, an act to amend chapter 104, section 41, line 2 of Battle's Revisal;

H. B. 643, S. B. 831, an act to prevent the felling of trees within the high-water mark of Fisher's River, in the county of Surry;

H. B. 557, S. B. 869, an act to amend an act entitled an act to charter the Georgia and North Carolina Railroad Company, chapter 167, laws of 1870-'71;

H. B. 560, S. B. 757, an act to authorize the commissioners of Cherokee county to levy a special tax;

H. B. 234, S. B. 795, an act to amend landlord and tenant act;

S. B. 668, H. B. 742, an act to establish a Department of Agriculture, Immigration, and for the protection of sheep husbandry;

H. B. 384, S. B. 842, an act to incorporate Sugar Creek Presbyterian Church, in the county of Mecklenburg;

H. B. 499, S. B. 9, an act to amend an act to incorporate the North Carolina Border Railroad Company;

S. B. 711, H. B. 770, an act to incorporate the Suffolk & Albemarle Sound Railroad Company;

H. R. 207, S. R. —, resolution authorizing the Treasurer to receive certain moneys deposited by E. G. Hill, sheriff and tax collector of Johnston county, in the Raleigh National Bank;

H. B. 843, S. B. 888, an act to allot and distribute the judicial power of the State;

S. B. 836, H. B. 589, an act concerning insurance;

S. B. 734, H. B. 799, an act to incorporate the Dan River Coal and Mining Company;

H. B. 233, S. B. 516, an act to authorize townships having within their limits cities of 5,000 inhabitants, and upwards, to levy taxes for the support of public graded schools;

S. B. 818, H. B. 833, an act supplemental to an act of the present session entitled an act to make all outside and division banks on rice plantations,lying upon the Cape Fear River, from ten miles above Wilmington to the mouth of the river, lawful fences, ratified February 21st, 1877;

H. B. 626, S. B. 798, an act to prevent the hauling of seines in the waters of Tar river upon certain days;

S. R. 892, H. R. 205, resolution in favor of clerks to the committee on nominations of Justices of the Peace, and for other purposes;

S. B. 476, H. B. 534, an act to incorporate the Orphan's Home of Western North Carolina;

• S. B. 634, H. B. 807, an act in relation to the State penitentiary;

S. B. 451, H. B. 533, an an to incorporate the Pioneer Fire Company, No. 2, of the city of Charlotte;

H. B. 823, S. B. 883, an act to amend chapter 156, laws of 1872-'73.

H. R. 176, S. R. 882, a resolution in relation to necessary repairs on State property;

H. B. 756, S. B. —, an act in relation to piloting within the waters of Carteret county;

H. B. 755, S. B. 893, an act to amend section 8, chapter 92, Battle's Revisal;

H. B. 693, S. B. 858, an act to amend an act ratified March 22nd, 1875, entitled an act to extend the time of the organization of certain corporations, and to change the name of the Haw River Iron Company;

H. B. 708, S. B. 857, an act to repeal chapter 193, laws of 1874-'75;

S. B. 774, H. B. 836, an act to provide for the appointment of commissioners to confer with the holders of the valid bonds of the State;

H. B. 752, S. B. 864, an act to extend the time for the completion of certain locks and dams on Cape Fear River;

H. B. 735, S. B. 811, an act to incorporate the town of Swansboro, in Onslow county;

H. R. 174, S. R. —, a resolution in favor of D. R. Goodloe, commissioner, to take depositions in case of Geo. W. King, vs. H. W. Carter;

H. B. 484, S. B. 796, an act to incorporate the Hook and Ladder Company, No. 1, of Tarboro, Edgecombe county, North Carolina;

H. R. 194, S. R. 850, a resolution on adjournment;

H. B. 576, S. B. 784, an act to provide for the support of the North Carolina Institution for the Deaf, Dumb and Blind, for the years 1877-'78;

H. B. 665, S. B. 824, an act to incorporate the Wilmington Compress and Warehouse Company;

S. B. 601, H. B. 676, an act to incorporate the King Mountain Mining Company;

S. R. —, H. R. —, a resolution in relation to the Confederate Cemetery;

S. B. 535, H. B. 803, an act for the relief of the sureties of the bond given by T. F. Lee, late Sheriff of Wake county, for the collection of taxes of said county, for the year 1873;

S. B. 789, H. B. 826, an act to authorize the commissioners of Cabarrus county to issue bonds to fund and pay the county debt;

H. B. 83, S. B. 655, an act for the appointment of special tax collectors in certain cases;

S. R. 590, H. R. 192, a resolution requiring and providing for the indexing the Journals of the two Houses of the General Assembly, and preparation and indexing of Legislative Documents;

H. B. 783, S. B. 898, an act to incorporate Mill Creek Baptist Church, in the county of Union;

S. B. 839, H. B. —-, an act for the establishment of the State Guard;

H. B. 784, S. B. 897, an act to incorporate Zion Methodist Episcopal Church, in the county of Union;

S. B. 782, H. B. 818, an act to amend sections 1 and 5, chapter 138, laws of 1873-'74;

H. R. 96, S. R. 526, a resolution to pay the Governor of the State the proceeds arising from the rent of the property known as the Governor's Mansion;

S. R. 899, H. R. 700, a resolution in favor of the clerks and employes of the Senate;

S. B. 550, H. B. 857, an act to prohibit the sale of liquors in certain localities;

H. R. 165, S. R. 914, a resolution in favor of B. K. Dickey, of Cherokee county, and for other purposes;

S. B. 697, H. B. 806, an act to regulate the sale of spirituous liquors in the townships of Barton's Creek and New Light, in Wake county;

S. B. 678, H. B. 763, an act to change the boundaries of the town of Elizabeth City;

S. B. 319, H. B. 819, an act to incorporate the Farmers' Savings Bank of Ridgeway, North Carolina;

H. B. 838, S. B. —, an act to authorize the commissioners of Peaufort county to levy a special tax upon the taxable polls and upon the property within the limits of Chocowinity township in said county, and also authorizing the commissioners of the town of Washington, in said county, to levy a special tax upon the taxable polls within the limits of said town for the purpose of establishing a free bridge across Pamlico river at said town;

H. B. 781, S. B. 913, an act to confirm a change of the line between Forbush and Liberty townships, in Yadkin county;

S. B. 666, H. B. 732, an act to authorize the commissioners of Sampson county to levy a special tax;

H. B. 668, S. B. 874, an act to incorporate the trustees of Antioch Methodist Church and Camp Ground, in the county of Union;

H.B. 706, S.B. 879, an act to regulate elections;

S. R. 762, H. R. 193, a resolution in favor of H. L. Watson, tax collector of Johnston county;

S. B. 765, H. B. 804, an act to prohibit the sale of intoxicating liquors or bitters within two miles of Franklin, Macon county;

S. B. 591, H. B. 891, an act to authorize the commissioners of Hillsboro to sell the Academy lot in said town;

H. B. 601, S. B. 889, an act in relation to the city of Raleigh;

S. B. 121, H. B. 847, an act concerning paupers in the several counties of the State;

S. B. 930, H. B 897, an act supplemental to an act to establish Courts inferior to the Supreme Court, to be styled Inferior Courts;

H. B. —, S. B. —, an act supplemental to an act passed at the present session of the General Assembly, entitled an act to be entitled an act to divide the State in nine Judicial Districts, and to provide for the election of three Justices of the Supreme Court, three Judges of the Superior Courts and nine Solicitors;

S. R. 941, H. R. 209, a resolution to print and distribute certain copies of acts of 1876-77;

S. B. 921, II. B. 896, an act to amend chapter 151, laws of 1874-'75;

S. B. 658, H. B. 769, an act to incorporate the town of Yanceyville;

S. R. 8, H. R. 204, a resolution to raise a commission to examine the accounts of the State Treasurer;

S. B. 302, H. B. 619, an act for the encouragement of the watering place at White Sulphur Springs, in Surry county:

S. B. 628, H. B. 893, an act to prohibit the sale of spiritous liquors within two miles of the Orphan Asylum, in Granville county;

- S. B. 779, H. B. 795, an act to amend section 1, chapter 6 of private acts of 1870-'71;
- S. B. —, H. B. —, an act to protect the farmers of Union county;
- S. B. 700, H. B. 764, an act to amend the charter of the town of Edenton;
- H. B. 753, S. B. —-, an act to establish a Criminal Court in the county of Wake;
- S. R. 950, H. R. —, a resolution in favor of Richard Grainger;
- S. R. 452, H. R. 159, a resolution authorizing the Governor to offer a reward for the arrest of Tilman Cranford;
- S. R. 502, H. R. 134, a resolution for the relief of Hon. R. H. Cannon, now riding the first Judicial Circuit;
- S. R. 920, H. R. —-, a resolution in favor of the clerks of the General Assembly;
- S. B. 793, H. B. 900, an act to incorporate the Wilmington and New River Steam Navigation Company;
- S. B. 584, H. B. 712, an act to amend section 10, chapter 182 of the laws of 1872-'73;
- H. B. 845, S. B. 932, an act concerning the maintenance of the lunatics outside of the Insane Asylum;
- H. B. 841, S. B. 912, an act to amend an act to incorporate the Atlantic and Western Railroad Companies;
- H. B. 128, S. B. 840, an act in regard to publishing county exhibits, amending chapter 27, section 13 of Battle's Revisal;
- H. B. 414, S. B. 813, an act to amend the act incorporating the town of Morganton, and acts amendatory of said acts:
- S. B. 835, H. B. 890, an act to provide an asylum for the colored insane of the State.
- Mr. Winslow moved to reconsider the vote by which the bill in regard to the sale of liquor in Wake county passed, but the motion was ruled out of order by the Speaker.

On motion of Mr. McBrayer, S. B. 793, H. B. 900, a bill to be entitled an act to incorporate the Wilmington and New River Steam Navigation Company, was taken up and passed its second and third readings and was ordered to be enrolled for ratification.

On motion of Mr. McGehee, S. B. 584, H. B. 712, a bill to be entitled an act to amend section 10, chapter 182, laws of 1872–'73, was taken up, passed its second and third readings and was ordered to be enrolled for ratification.

S. B. 802, H. B. 899, a bill to be entitled an act to authorize the proper authorities of Alamance county to list, assess and collect taxes out of the North Carolina Railroad and Richmond & Danville Railroad Companies, was taken up on its third reading and failed to pass by the following vote, no quorum voting:

Affirmative—Messrs. Carter of Buncombe, Dunlap, Fagan, Harris, Haynes, Hood, Johnston of Washington, King, Lindsay, Lloyd, McBrayer, McLean, Moye, Ormond, Peel, Powell, Ransom, Sams, Scott, Simmons, Swaim, Winslow and Worth—23.

Negative—Messrs. Bagley, Bledsoe, Carter of Warren, Cobb, Crews, Duggan, Johnson of Warren and Purnell—8.

S. R. 502, H. R. 134, a resolution for the relief of Hon. R. H. Cannon, was taken up and failed to pass its second reading.

S.R. 38, H. R. 128, a resolution in favor of G. W. and B. K. Dickey, was taken up and, on a division, failed to pass its second reading.

Mr. Cobb, by consent, made a report from the judiciary committee on H. B. 21, a bill to amend Revised Code, chapter 97, section 8, entitled "Religious Societies;"

H. B. 110, an act to prevent and punish kidnapping; recommending their passage.

Mr. Bledsoe, by consent, introduced a resolution of thanks to the clerks and doorkeepers of the House, which was put on its passage and adopted.

A message was received from the Senate transmitting a duplicate copy of S. B. 85, a bill to regulate the sale of spirituous liquors in Trenton township, Jones county, also informing the House that the Senate had concurred in the House amendments to S. R. 452, H. R. 159, resolution offering a reward for the arrest of Tilman Cranford, and had ordered the same to be enrolled for ratification.

The Speaker announced the following gentlemen as composing the committee to examine the Treasurer's accounts: Messrs. McGehee, Moring and Purnell.

S. B. 619, H. B. 849, a bill to amend the charter of the town of Scotland Neck, in Halifax county, was taken up on its second reading, and, on motion of Mr. Reynolds, was laid on the table.

S. R. 430, H. R. 138, a resolution in favor of Thomas Hampson, was taken up on motion of Mr. Bledsoe, and failed to pass for want of a quorum.

Mr. Carter, of Buncombe, introduced a resolution in favor of the employes of the House, which was put on its passage.

Mr. King offered an amendment which was adopted.

Mr. Moye moved to table, and the motion was lost.

Mr. Lloyd sent forward an amendment, which was subsequently withdrawn.

Mr. Moye moved to indefinitely postpone, and the motion did not prevail.

The bill failed to pass its second reading, no quorum voting.

Mr. Purnell moved to reconsider the vote by which S. R. 38, H. R. 128, a resolution in favor of G. W. and B. K. Dickey, failed to pass. Reconsideration was had, and the question being on the adoption of the resolution, the House refused to adopt.

A message was received from the Senate transmitting S. R. 950, a resolution in favor of Richard Grainger, which was put on its passage and failed for want of a quorum voting.

Mr. McLean introduced a resolution in favor of the clerks employed to make out list of magistrates, which was put on its adoption and failed for want of a quorum voting.

S. R. —, a resolution allowing the Enrolling Clerk \$100 for extra services, passed its second and third readings and was ordered to be enrolled for ratification.

The hour for adjournment, under H. R. 194, having arrived, the gavel fell and Speaker Price declared the House of Representatives adjourned sine die.

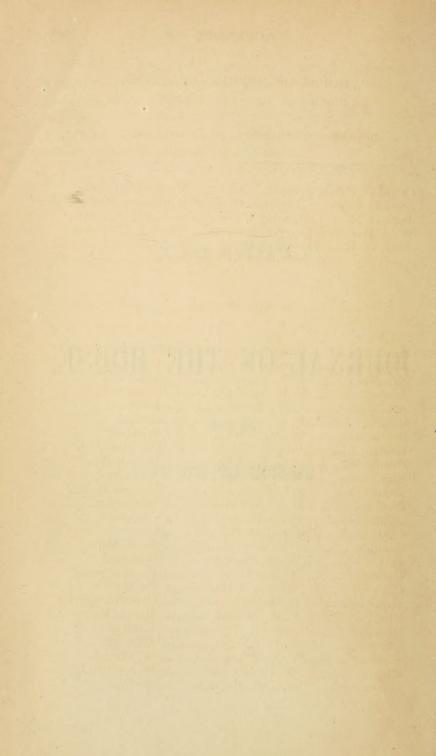
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TO

JOURNAL OF THE HOUSE,

OF THE

SESSION OF 1876-'77.



HOUSE OF REPRESENTATIVES.

OFFICERS (OF THE HOUSE.	POST OF	FICE. COUNTY	
John D. Camero John B. Hussey, W. J. Barrett, John H. Hill, 1	Speaker,	Hillsbo Statesv Kinston Ashebo	oro, Orange. rille, Iredell. n, Lenoir. oro, . Randolp	oh. ell.
COUNTIES.	NAMES OF MEMBERS	3.	POST OFFICES.	
Alamance, Alexander, Alleghany, Anson, Ashe, Beaufort, Bertie, Bladen, Brunswick, Buncombe, Buncombe, Cabarrus, Caldwell, Camden, Carteret, Caswell, Caswell, Catawba, Chatham, Cherokee, Chowan, Clay,	E. L. Vaughan, B. I. Dunlap, J. W. Todd, D. W. Jarvis, W. T. Ward, John H. Clarke, D. L. Russell, M. E. Carter, J. C. Sams, James W. Wilson, Ervin Harris, J. M. Houk, J. K. Abbott, W. V. Geoffroy, Wilson Cary, Thomas S. Harriso D. McD. Yount, J. M. Moring, James R. Powell, J. W. Cooper, T. E. Ward,	I, Tay Gap Gap Ced Jef Has Wi Cla Wi Asl Mo Con Len Sou Bes Fit II, Pu Ca Pit	mpany Shops. ylorsville, p Civil. lar Hill. ferson. slin. indsor. orkton. ilmington. heville, organ Hill. organton. neord. noir. uth Mills. aufort. tches' Store. rley. tawba Station orrisville. ttsboro. urphy. ardville. uyesville.	

HOUSE OF REPRESENTATIVES—(Continued.)

COUNTIES.	NAMES OF MEMBERS.	POST OFFICES.
Columbus,	V. V. Richardson,	Whiteville.
Craven,	H. H. Simmons,	Newbern.
Craven,	Wm. E. Clarke,	
Currituck,	H. E. Baxter,	Indian Town.
Cumberland,	J. W. Godwin,	Kyles' Landing.
Cumberland,	George M. Rose,	Fayetteville.
Dare,	George L. Fulcher,	Cape Hatteras.
Davidson,	James A. Leach,	Thomasville.
Davidson,	M. H. Pinnix,	Lexington.
Davie,	Chas. Price,	Mocksville.
Duplin,	J. G. Kenan,	
Duplin,	A. G. Moseley,	Warsaw.
Edgecombe,	Willis Bunn,	Battleboro.
Edgecombe,	W. A. Duggan,	Tarboro.
Forsythe,	Edgar Lineback,	Winston.
Franklin,	John H. Williamson,	Louisburg.
Gaston,	W. G. Morris,	
Gates,	W. P. Roberts,	Gatesville.
Graham,		
Granville,	Henry C. Rogers,	Oxford.
Granville,	W. H. Crews,	
Greene,	W. P. Ormond,	
Guilford,		
	Lyndon Swaim,	
Halifax,	J. S. Reynolds,	
Halifax,	J. A. White,	Scotland Neck.
Harnett,	Dan'l H. McLean,	Lillington.
	F. M. Davis,	Iron Duff.
Henderson,	J. L. Hood,	
	J. J. Horton,	
Hyde,	W. S. Carter,	Fairfield.
	A. F. Gaither,	
	A. C. Sharpe,	
	G. W. Spake,	
Johnston,	H. J. Ryals,	Clayton.
Johnston,	Dr. Farquard Smith,	6.
Jones,	J. F. Scott,	Trenton.

HOUSE OF REPRESENTATIVES—(Continued.)

COUNTIES.	NAMES OF MEMBERS.	POST OFFICES.
Lenoir,	J. K. Davis,	Kinston.
Lincoln,	B. C. Cobb,	Lincolnton.
Macon,	G. N. Rush,	Franklin.
Madison,	H. A. Gudger,	Marshall.
Martin,	N. B. Fagan,	Plymouth.
McDowell,	J. S. Brown,	Marion.
Mecklenburg,	W. E. Ardrey,	Pineville.
Mecklenburg,	Randolph A. Shotwell,	
Mitchell,	John P. Heap,	Bakersville.
Montgomery,	W. T. H. Ewing,	Sulphur Springs.
Moore,	Jas. D. McIver,	Carthage.
Nash,	T. P. Braswell,	Battleboro.
New Hanover,	J. C. Hill,	Wilmington.
New Hanover,.	James Wilson,	"
Northampton,	A. J. Allen,	Jackson.
Onslow,	J. W. Shackelford,	Richlands.
Orange,	J. Knox Hughes,	Cedar Grove.
Orange,	Calvin E. Parish,	Hillsboro.
Pamlico,		
Pasquotank,	Hugh Cale,	Elizabeth City.
Pender,	Alfred Lloyd,	
Perquimans,		Hertford.
Person,	Montford McGehee,	Cunningham's Store
Pitt,		Farmville.
Pitt,		Johnson's Mills
Polk,	James K. Simpson,	White Oak Hall.
Randolph,	M. L. Fox,	Sandy Creek.
Randolph,	F. L. Winslow,	Trinity College.
Richmond,		
Robeson,		
Robeson,	M. McRae,	Shoe Heel.
Rockingham,		Leaksville.
Rowan,		Mill Bridge.
Rowan,		Sansbury.
Rutherford,		Webb's Ford.
Sampson,	J. A. Bizzell,	Ulliton.
Sampson,	N. H. Fennell,	Harrell's Store.

HOUSE OF REPRESENTATIVES—(Continued.)

counties.	NAMES OF MEMBERS.	POST OFFICES.
Ctarless	I V Hantaell	Too
Stanley,	J. E. Hartsell,	Desiles
Stokes,	Walter W. King,	Danbury.
	J. F. Graves,	
Swain,	T. D. Bryson,	Charlestown.
	G. W. Wilson,	
	Edward Ransom,	
	C. Austin,	
	James Enniss,	
	J. E. Bledsoe,	
Wake	T. R. Purnell,	"
Wake,	M. G. Todd,	Eagle Rock.
	D. R. Johnson,	
	H. W. Carter,	
	S. L. Johnston,	
	W. R. Council,	
	Owen Peel,	
	F. M. Aycock,	Fremont.
	C. J. Horton,	
	J. Q. A. Bryan,	
	R. W. Singeltary,	
Yadkin	Thomas Haynes,	Ionesville
	W. W. Proffitt,	
Tancey,	W. W. 11011111,	avey dap.

- W. P. Winchester, member from Rockingham, died; W. H. Lindsay, elected to fill the vacancy.
- J. J. Horton, of Hertford, declared not entitled to his seat; H. C. Maddrey declared entitled to the seat.
- H. A. Gudger resigned. Elected Superintendent of Asylum for the Deaf, Dumb and Blind.

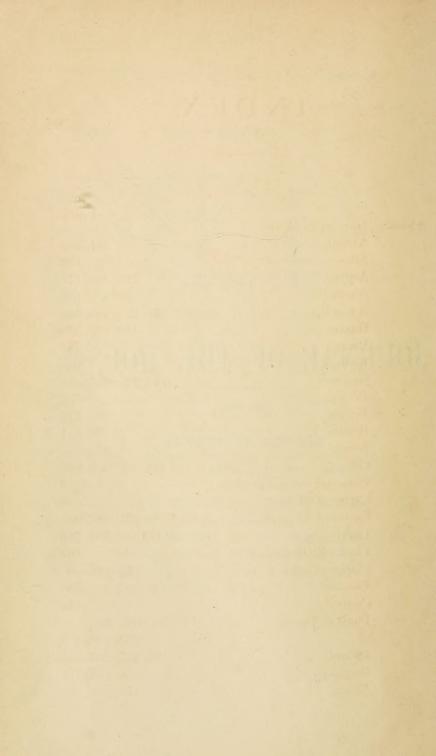
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